

## ORDER CALLING A BOND ELECTION AND NOTICE OF ELECTION

THE STATE OF TEXAS  
COUNTY OF McLENNAN  
MIDWAY INDEPENDENT SCHOOL DISTRICT

**WHEREAS**, the Board of Trustees (the "Board") of the Midway 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 McLennan 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 McLennan 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 MIDWAY INDEPENDENT SCHOOL DISTRICT:

**Section 1.** The statements contained in the preamble 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 November 5, 2019 ("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 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 as may be required to conform to the Election Contract and/or the Code or as may be deemed appropriate by any one or more of the District officials listed in Section 11 hereof.

**Section 3.** *Early Voting.* Early voting shall be administered by the County pursuant to the Election Contract. Early voting by personal appearance shall begin on October 21, 2019 and conclude on November 1, 2019, and will be conducted at the early voting polling locations on the dates and at the times specified in **Exhibit B** attached hereto, which exhibit is hereby made a part hereof for all intents and purposes. The early voting polling locations shall remain open during such hours for early voting by personal appearance for any registered voter of the District at such early voting polling locations. **Exhibit B** shall be modified to include additional or different early voting polling locations as may be required to conform to the Election Contract and/or the Code or as may be deemed appropriate by any one or more of the District officials listed in Section 11 hereof.

**Section 4.** *Election Officials.* The appointment of the Presiding Election Judges, Alternate Judges, Early Voting Clerks, the Presiding Judges of the early voting ballot boards 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 may be 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 stations.

**Section 5. *Voting by Mail.*** Applications for voting by mail for all residents of the District shall be mailed to: Early Voting Clerk, P.O. Box 2450, Waco, Texas 76703-2450 by October 25, 2019. If application to vote by mail is made by personal delivery, the application must be delivered by close of business on October 18, 2019 to: Elections Administration Office, 214 N 4th Street, Suite 300, Waco, Texas 76701.

**Section 6. *Early Voting Ballots.*** The early voting ballot boards and all the election officers designated pursuant to law and the Election Contract by the County are hereby appointed and confirmed to hold the Election at said polling places and all early voting places.

**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:

MIDWAY INDEPENDENT SCHOOL DISTRICT SPECIAL ELECTION

MIDWAY INDEPENDENT SCHOOL DISTRICT PROPOSITION A

Shall the Board of Trustees of the Midway Independent School District be authorized to issue bonds of the District, in one or more series, in the aggregate principal amount of \$148,000,000 for the acquisition, construction, renovation and equipment of school facilities in the District, with said bonds to mature within not to exceed 25 years from their date, bear interest, and be issued and sold, within the discretion of the Board of Trustees, 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 said bonds, and the costs 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 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:

MIDWAY INDEPENDENT SCHOOL DISTRICT SPECIAL ELECTION

MIDWAY INDEPENDENT SCHOOL DISTRICT PROPOSITION A

FOR	_____	) THE ISSUANCE OF \$148,000,000 OF BONDS BY THE MIDWAY
		) INDEPENDENT SCHOOL DISTRICT FOR THE ACQUISITION,
		) CONSTRUCTION, RENOVATION AND EQUIPMENT OF
AGAINST	_____	) SCHOOL FACILITIES IN THE DISTRICT AND LEVYING THE
		) TAX IN PAYMENT THEREOF.

**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 the Election.

**Section 11.** *Election Contract.* The Board hereby authorizes the Superintendent of Schools, the Assistant Superintendent for Finance of the District and the President, Vice President and Secretary of the Board, any one or more of said officials, to execute and/or attest, on behalf of the District, the Election Contract.

**Section 12.** The following information is provided in accordance with the provisions of Section 3.009(b) of the 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 \$148,000,000.

(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 upon current legal and market conditions affecting the District, the total estimated tax rate of the District if the bonds are approved by the voters is \$1.24 per \$100 of taxable value. Such estimated tax rate includes a debt service tax rate of \$0.27 per \$100 of taxable valuation for payment of all outstanding bonds, including the proposed bonds submitted at the Election, as well as the District's estimated tax rate for operations and maintenance of \$0.97 per \$100 of taxable valuation. Such estimated tax rate is based on various assumptions that contribute to the District's tax rate, including current and projected tax values for the District, current law relating to tax rates of the District for payment of operating and maintenance expenses and debt service, assumed credit ratings for the bonds and the issuance schedule for the bonds. The estimated total tax rate is provided as a matter of information, but is not a limitation on the tax rate that may be levied to pay debt service on the proposed bonds.

(f) If the bonds are approved, they may be issued in one or more series, to mature over a period not to exceed 25 years from the date of issuance of each series of bonds.

(g) The aggregate amount of the outstanding principal of the District's debt obligations as of the beginning of the District's 2018-19 fiscal year was \$101,193,328.20 and as of the date of this Order is \$93,030,658.

(h) The aggregate amount of the outstanding interest of the District's debt obligations as of the beginning of the District's 2018-19 fiscal year was \$28,555,646.80 and as of the date of this Order is \$27,865,544.70.

(i) The ad valorem debt service tax rate for the District for the 2018-19 fiscal year is \$0.28 per \$100 of taxable assessed valuation.

**Exhibit A**

**Election Day Hours**

November 5, 2019  
7:00 am - 7:00 pm

**Election Day Polling Locations**

Axtell School Athletic Meeting Room  
312 W. Seley  
Axtell, Texas

Lake Shore United Methodist Church  
3311 Park Lake Drive  
Waco, Texas

Bellmead Civic Center  
3900 Parrish Street  
Waco, Texas

Lorena First Baptist Church  
307 E. Center Street  
Lorena, Texas

Bruceville-Eddy ISD Special Events Center  
1 Eagle Drive  
Eddy, Texas

Mart Community Center  
804 E. Bowie Avenue  
Mart, Texas

Carver Park Baptist Church  
1020 E. Herring Avenue  
Waco, Texas

MCC Conference Center  
4601 N. 19th Street  
Waco, Texas

Cesar Chavez Middle School  
700 S. 15th Street  
Waco, Texas

Moody First United Methodist Church  
500 6th Street  
Moody, Texas

Chalk Bluff Baptist Church  
5993 Gholson Road  
Waco, Texas

Riesel Junior High/High School  
600 E. Frederick Street  
Riesel, Texas

China Spring ISD Administration Bldg.  
12166 Yankie Road  
China Spring, Texas

Robinson Community Center  
106 W. Lyndale Avenue  
Robinson, Texas

Crawford High School  
200 Pirate Drive  
Crawford, Texas

South Waco Library  
2737 S. 18th Street  
Waco, Texas

Dewey Community Center  
925 N. 9th Street  
Waco, Texas

Speegleville Baptist Church  
469 Speegle Road  
Waco, Texas

Episcopal Church of the Holy Spirit  
1624 Wooded Acres Drive  
Waco, Texas

Tennyson Middle School  
6100 Tennyson Drive  
Waco, Texas

Fellowship Bible Church  
5200 Speegleville Road  
McGregor, Texas

University High School  
3201 S. New Road  
Waco, Texas

First Assembly of God Church  
6701 Bosque Boulevard  
Waco, Texas

Waco Convention Center  
100 Washington Avenue  
Waco, Texas

Heart of Texas Council of Governments  
1514 S. New Road  
Waco, Texas

Waco Multi-Purpose Community Center  
1020 Elm Street  
Waco, Texas

Hewitt First Baptist Church  
301 S. 1st Street  
Hewitt, Texas

West Community Center  
200 Tokio Road  
West, Texas

Hewitt Public Safety Facility  
100 Patriot Court  
Hewitt, Texas

Woodway City Hall  
922 Estates Drive  
Woodway, Texas

H. G. Isbill Junior High  
305 S. Van Buren Street  
McGregor, Texas

Woodway First Baptist Church  
13000 Woodway Drive  
Woodway, Texas

Lacy Lakeview Civic Center  
505 E. Craven Avenue  
Waco, Texas

## **Exhibit B**

### **Early Voting Polling Locations, Dates and Hours**

#### Locations

McLennan County Elections Administration Office  
Records Building Basement  
214 North 4th Street, Suite 300  
Waco, Texas 76701

Robinson Community Center  
106 W. Lyndale  
Robinson, Texas 76706

Waco Multi-Purpose Community Center  
1020 Elm St.  
Waco, Texas 76704

First Assembly of God Church  
6701 Bosque Blvd.  
Waco, Texas 76710

Hewitt Public Safety Facility  
100 Patriot Court  
Hewitt, Texas 76643

#### Dates and Times of Early Voting

Monday, October 21, 2019 through Friday, October 25, 2019: 8:00 AM - 5:00 PM

Monday, October 28, 2019 through Wednesday, October 30, 2019: 8:00 AM - 5:00 PM

Thursday, October 31, 2019 through Friday, November 1, 2019: 7:00 AM - 7:00 PM