

FILED FOR RECORD
at 1:00 o'clock P.M.

SEP 22 2020

JAMMYE D. TIMMONS
County Clerk, King County
Deputy

**ORDER CALLING A BOND ELECTION
FOR THE GUTHRIE COMMON SCHOOL DISTRICT**

**STATE OF TEXAS
COUNTY OF KING**

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§

WHEREAS, the Guthrie Common School District (the "School District") is a "common school district" under the laws of the State of Texas located wholly within the boundaries of King County, Texas (the "County"); and

WHEREAS, pursuant to Section 45.001(a)(1)(A), Texas Education Code, the Commissioners Court of the County, on behalf of the School District, is authorized to issue bonds to finance the construction, acquisition, renovation, and equipment of school buildings in the School District, and to levy, pledge, assess, and collect annual ad valorem taxes sufficient to pay the principal of and interest on such bonds as the principal and interest become due, if the issuance of such bonds is authorized by a majority of the qualified voters of the School District voting at an election held for that purpose; and

WHEREAS, pursuant to Section 45.001(a)(1)(B), Texas Education Code, the Commissioners Court of the County, on behalf of the District, is authorized to issue bonds to refinance property financed under a contract entered under Subchapter A, Chapter 271, Local Government Code, and to levy, pledge, assess, and collect annual ad valorem taxes sufficient to pay the principal of and interest on such bonds as the principal and interest become due, if the issuance of such bonds is authorized by a majority of the qualified voters of the District voting at an election held for that purpose; and

WHEREAS, Section 45.003, Texas Education Code, requires the Commissioners Court of the County to call an election on behalf of the School District to authorize the issuance of such bonds for the School District; and

WHEREAS, the Commissioners Court of the County deems it advisable to call the election hereinafter ordered; and

WHEREAS, the Board of Trustees of the School District will ratify on August 12, 2020 that it is necessary to hold an election on Tuesday, November 3, 2020 for the purposes as stated herein; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Order was passed was open to the public, and public notice of the time, place, and purpose of the meeting was given, all as required by Chapter 551, Texas Government Code;

THEREFORE, BE IT ORDERED BY THE COMMISSIONERS COURT OF KING COUNTY, TEXAS THAT:

1. VOTING ON ELECTION DAY. An election shall be held between the hours of 7:00 A.M. and 7:00 P.M. on *Tuesday, November 3, 2020* ("Election Day") at the locations identified on Exhibit A, which is attached hereto and incorporated herein for all purposes.

2. PRESIDING JUDGES. The Presiding Judge and Alternate Presiding Judge for each of the election precincts and polling places and the Early Voting Clerk have been or will be appointed by the Commissioners Court for the General Election on November 3, 2020. Such appointments, and any additions or modifications of such appointments, shall also be effective in connection with the election called under this Order.

3. ELECTION CLERKS. Each Presiding Judge shall appoint not less than two nor more than five qualified election clerks to serve and assist in conducting the election; provided that if the Presiding Judge actually serves as expected, the Alternate Presiding Judge shall be one of such clerks.

4. EARLY VOTING. Electors may cast their early votes by mail, and may request a ballot by contacting the Early Voting Clerk identified on Exhibit A. Electors may cast early votes by personal appearance at locations identified on Exhibit A during the period early voting at the dates and hours therein listed.

5. EARLY VOTING BALLOT BOARD. An Early Voting Ballot Board is hereby created to process early voting results. The Presiding Judge and the Alternate Presiding Judge of the Early Voting Ballot Board have been or will be appointed by the Commissioners Court for the elections held by the County in 2020. Such appointments, and any additions or modifications of such appointments, shall also be effective in connection with the election called under this Order.

6. ELECTORS. All resident, qualified electors of the County shall be entitled to vote at the election.

7. OFFICIAL PROPOSITIONS. At the election the following PROPOSITIONS shall be submitted in accordance with law:

KING COUNTY PROPOSITION A

Shall the Commissioners Court of King County, Texas be authorized to issue bonds on behalf of the Guthrie Common School District, in one or more series, in the aggregate principal amount of \$785,000 for the purpose of constructing, acquiring, renovating, and equipping school buildings in the School District and the purchase of new school buses, with the bonds to mature, bear interest, and be issued and sold in accordance with law at the time of issuance, all within the discretion of the Commissioners Court; and shall the Commissioners Court be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes on all taxable property in the School 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?

KING COUNTY PROPOSITION B

Shall the Commissioners Court of King County, Texas be authorized to issue bonds on behalf of the Guthrie Common School District, in one or more series, in the aggregate principal amount of \$290,000 pursuant to Chapter 45, Texas Education Code, for the acquisition or refinancing of property financed under contracts entered under Subchapter A, Chapter 271, Local Government Code, to wit: Public Property

Finance Act Contract No. 8988 dated January 31, 2020 between Guthrie Common School District and Government Capital Corporation, with said bonds to mature, bear interest, and be issued and sold in accordance with law at the time of issuance, all within the discretion of the Commissioners Court; and shall the Commissioners Court be authorized to levy and pledge, and cause to be assessed and collected, annual ad valorem taxes on all taxable property in the School 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?

8. FORM OF BALLOT. The official ballots for the election shall be prepared in accordance with the Texas Election Code so as to permit the electors to vote "FOR" or "AGAINST" the aforesaid PROPOSITIONS with the ballots to contain such provisions, markings, and language as required by law, and with such PROPOSITIONS to be expressed substantially as follows:

KING COUNTY PROPOSITION A

- FOR THE ISSUANCE OF \$785,000 OF BONDS FOR SCHOOL FACILITIES AND SCHOOL BUSES FOR THE GUTHRIE COMMON SCHOOL DISTRICT, AND LEVYING A TAX IN PAYMENT THEREOF. THIS IS A PROPERTY TAX INCREASE.
- AGAINST

KING COUNTY PROPOSITION B

- FOR THE ISSUANCE OF \$290,000 OF BONDS FOR THE GUTHRIE COMMON SCHOOL DISTRICT TO REFINANCE PROPERTY FINANCED UNDER A CONTRACT ENTERED INTO PURSUANT TO CHAPTER 271, LOCAL GOVERNMENT CODE, AND LEVYING A TAX IN PAYMENT THEREOF. THIS IS A PROPERTY TAX INCREASE.
- AGAINST

9. ELECTION CODE. In all respects the election shall be conducted in accordance with the Texas Election Code (the "Code"). The Commissioners Court authorizes the County Judge, the Early Voting Clerk, or their respective designees to make such technical modifications to this Order that are necessary for compliance with the Code or applicable federal law or to carry out the intent of the Commissioners Court as evidenced herein.

10. BILINGUAL ELECTION MATERIALS AND COMPLIANCE WITH THE HELP AMERICA VOTE ACT. All election materials (including notice of the election, ballots, instruction cards, affidavits, and other forms which voters may be required to sign) and all early voting materials shall be printed in both English and Spanish, or Spanish translations thereof, and/or other assistance shall be provided, as required by the Code and the Federal Voting Rights Act of 1965, each as amended. 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.

11. GENERAL STATEMENTS. In accordance with the provisions of Section 3.009(b) of the Code it is hereby found and determined that:

(a) The proposition language that will appear on the ballot is set forth in Section 8 hereof.

(b) The purpose for which the bonds are to be authorized is set forth in Sections 7 and 8 hereof.

(c) The principal amount of the debt obligations to be authorized is set forth in Sections 7 and 8 hereof.

(d) As set forth in Sections 7 and 8 hereof, if the bonds are approved by the voters, the Commissioners Court will be authorized to levy annual ad valorem taxes, on all taxable property in the School 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 the bond market conditions at the date of adoption of this Order, the maximum interest rate for any series of the bonds is estimated to be 1.4% as calculated in accordance with applicable law. Such estimate takes into account a number of factors, including the issuance schedule, maturity schedule and the expected bond ratings of the proposed bonds. Such estimated maximum interest rate is provided as a matter of information, but is not a limitation on the interest rate at which the bonds, or any series thereof, may be sold.

(f) As set forth in Section 7 hereof, if the bonds are approved, they may be issued in one or more series, to mature serially, over a period not to exceed 40 years.

(g) The aggregate amount of the outstanding principal of the School District's debt obligations, through respective maturity, (all of which are secured by an unlimited tax levied for debt service purposes) as of the date of this order is \$830,000.

(h) The aggregate amount of the outstanding interest of the School District's debt obligations (all of which are secured by an unlimited tax levied for debt service purposes) as of the date of this order is \$61,500.

(i) The ad valorem debt service tax rate for the School District for the 2019-20 fiscal year is \$0.2348 per \$100 of taxable assessed valuation.

12. NOTICE OF ELECTION. The Commissioner's Court shall cause a copy of this Order (in English and Spanish) to be posted and published as the notice of election ("Notice") required by Sections 4.003(a)(1)(A), (b) and (f), Texas Election Code, including one or more voter information documents in Exhibit B, which is attached hereto and incorporated herein for all purposes. The County Clerk, County Judge, and Bond Counsel to the District are authorized to correct, complete and revise the Notice to conform to changes that occur subsequent to the passage of this Order.

13. EFFECTIVE DATE. Pursuant to the provisions of Section 1201.028, Texas Government Code, this Order shall be come effective immediately upon adoption thereof.

SIGNED AND SEALED the 10th day of August, 2020.

Jammye D. Simmons
County Clerk, King County, Texas

Deane D. D.
County Judge, King County, Texas

(COMMISSIONERS COURT SEAL)



Exhibit A

Early Voting By Personal Appearance

Early voting starts October 13, 2020 and ends October 30, 2020.
Early voting hours are 9:00 am to 5:00 pm Monday through Friday.
King County Clerk's Office, 800 S. Baker Street, Guthrie TX 79236

Early Voting By Mail

Applications for voting by mail should be received no later than the close of business (5:00 pm) on October 23, 2020. Applications should be sent to: Early Voting Clerk, Jammye Timmons, P.O. Box 135, Guthrie, TX 79236, fax: (806) 596-4664, email: Elections@Kingcounty.com. 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.

Election Day

November 3, 2020 - 7:00 am to 7:00 pm

Precinct 1 - Dumont Community Center, 310 S. FM 93 Dumont, TX 79248

Precinct 2 - Guthrie Community Center, 610 Second, Guthrie TX 79236

Precinct 3 - Guthrie Baptist Church, 505 N. Baker Street Guthrie TX 79236

Precinct 4 - King County Clerk's Office, 800 S. Baker Street, Guthrie TX 79236

Exhibit B

VOTER INFORMATION DOCUMENT (DOCUMENTO DE INFORMACIÓN PARA EL VOTANTE)

King County, Texas Proposition A:
(Propuesta A del Condado de King, Texas:)

<input type="checkbox"/> FOR (a favor)	THE ISSUANCE OF \$785,000 OF BONDS FOR SCHOOL FACILITIES AND SCHOOL BUSES FOR THE GUTHRIE COMMON SCHOOL DISTRICT, AND LEVYING A TAX IN PAYMENT THEREOF. THIS IS A PROPERTY TAX INCREASE.	LA EMISIÓN DE \$785,000 EN BONOS PARA INSTALACIONES ESCOLARES Y AUTOBUSES ESCOLARES PARA EL DISTRITO ESCOLAR COMÚN DE GUTHRIE, Y LA RECAUDACIÓN DE UN IMPUESTO PARA EL PAGO DE LO ANTERIOR. ESTE ES UN INCREMENTO DE IMPUESTOS A LA PROPIEDAD.
<input type="checkbox"/> AGAINST (en contra)		

principal of debt obligations to be authorized (capital de obligaciones de deuda que se autorizará)	\$785,000
estimated interest for the debt obligations to be authorized presuming an interest rate of 1.40% (interés estimado para las obligaciones de deuda que se autorizarán asumiendo una tasa de interés del 1.40)	\$33,683
estimated combined principal and interest required to pay on time and in full the debt obligations to be authorized amortized over 5 years (capital e intereses juntos estimados necesarios para pagar a tiempo y en su totalidad las obligaciones de deuda que se autorizarán amortizar durante 5 años)	\$818,683
as of the date the election was ordered, principal of all outstanding debt obligations (a partir de la fecha en que se ordenó la elección, el capital de todas las obligaciones de deuda pendientes)	\$830,000
as of the date the election was ordered, the estimated interest on all outstanding debt obligations (a partir de la fecha en que se ordenó la elección, el interés estimado de todas las obligaciones de deuda pendientes)	\$61,500
estimated combined principal and interest required to pay on time and in full all outstanding debt obligations amortized over 2 years (capital e intereses juntos estimados necesarios para pagar a tiempo y en su totalidad las obligaciones de deuda pendientes amortizadas durante 2 años)	\$891,500
estimated maximum annual increase in the amount of taxes on a residence homestead with an appraised value of \$100,000 to repay the debt obligations to be authorized, if approved (aumento anual máximo estimado de la cantidad de impuestos en una residencia principal con un valor estimado de \$100,000 para pagar las obligaciones de deuda que se autorizarán, si se aprueba)	\$0
This figure assumes the preexisting debt will mature in fiscal year 2022. (Esta cifra asume que la deuda preexistente vencerá en el año fiscal 2022.)	

VOTER INFORMATION DOCUMENT
(DOCUMENTO DE INFORMACIÓN PARA EL VOTANTE)

King County, Texas Proposition B:
(Propuesta B del Condado de King, Texas:)

<input type="checkbox"/> FOR (a favor)	THE ISSUANCE OF \$290,000 OF BONDS FOR THE GUTHRIE COMMON SCHOOL DISTRICT TO REFINANCE PROPERTY FINANCED UNDER A CONTRACT ENTERED INTO PURSUANT TO CHAPTER 271, LOCAL GOVERNMENT CODE, AND LEVYING A TAX IN PAYMENT THEREOF. THIS IS A PROPERTY TAX INCREASE.	LA EMISIÓN DE \$290,000 EN BONOS PARA EL DISTRITO ESCOLAR COMÚN DE GUTHRIE CON EL FIN DE REFINANCIAR BIENES INMUEBLES FINANCIADOS DE ACUERDO CON EL CAPÍTULO 271 DEL CÓDIGO GUBERNAMENTAL LOCAL, Y LA RECAUDACIÓN DE UN IMPUESTO PARA EL PAGO DE LO ANTERIOR. ESTE ES UN INCREMENTO DE IMPUESTOS A LA PROPIEDAD.
<input type="checkbox"/> AGAINST (en contra)		

principal of debt obligations to be authorized (capital de obligaciones de deuda que se autorizará)	\$290,000
estimated interest for the debt obligations to be authorized presuming an interest rate of 1.40% (interés estimado para las obligaciones de deuda que se autorizarán asumiendo una tasa de interés del 1.40)	\$12,317
estimated combined principal and interest required to pay on time and in full the debt obligations to be authorized amortized over 5 years (capital e intereses juntos estimados necesarios para pagar a tiempo y en su totalidad las obligaciones de deuda que se autorizarán amortizar durante 5 años)	\$302,317
as of the date the election was ordered, principal of all outstanding debt obligations (a partir de la fecha en que se ordenó la elección, el capital de todas las obligaciones de deuda pendientes)	\$830,000
as of the date the election was ordered, the estimated interest on all outstanding debt obligations (a partir de la fecha en que se ordenó la elección, el interés estimado de todas las obligaciones de deuda pendientes)	\$61,500
estimated combined principal and interest required to pay on time and in full all outstanding debt obligations amortized over 2 years (capital e intereses juntos estimados necesarios para pagar a tiempo y en su totalidad las obligaciones de deuda pendientes amortizadas durante 2 años)	\$891,500
estimated maximum annual increase in the amount of taxes on a residence homestead with an appraised value of \$100,000 to repay the debt obligations to be authorized, if approved (aumento anual máximo estimado de la cantidad de impuestos en una residencia principal con un valor estimado de \$100,000 para pagar las obligaciones de deuda que se autorizarán, si se aprueba)	\$0
This figure assumes the preexisting debt will mature in fiscal year 2022. (Esta cifra asume que la deuda preexistente vencerá en el año fiscal 2022.)	