

AN ORDER calling a tax ratification election to be held in the New Diana Independent School District, making provision for the conduct of the election and resolving other matters incident and related to such election

WHEREAS, the Board of Trustees of the New Diana Independent School District hereby finds a tax ratification election shall be held under the provisions of Texas Tax Code, Chapter 26, as amended; now, therefore,

BE IT ORDERED BY THE BOARD OF TRUSTEES OF THE NEW DIANA INDEPENDENT SCHOOL DISTRICT:

SECTION 1: An election shall be held on the 7th day of November, 2017, in the New Diana Independent School District, which date is seventy-eight (78) or more days from the date of the adoption hereof, and is a uniform election date pursuant to Texas Election Code, Section 41.001, for the purpose of submitting the following measure:

"Shall the Board of Trustees of the New Diana Independent School District be authorized to levy, pursuant to an order of such Board adopted on August 14, 2017, an ad valorem tax rate of \$1.19 per \$100 of the taxable assessed valuation of property within the New Diana Independent School District for the current tax year, being a rate that is comprised of a maintenance and operations tax rate of \$1.11 per \$100 of such taxable assessed valuation and a debt service tax rate of \$0.08 per \$100 of such taxable assessed value (an amount that is set annually by the Board), which combined tax rate of \$1.19 represents an increase of \$0.07 per \$100 of such taxable assessed valuation when compared to the prior year's total tax rate and is \$0.0698 higher per \$100 of such taxable assessed valuation than the school district rollback tax rate for the current tax year, calculated pursuant to Section 26.08, as amended, Texas Tax Code?"

SECTION 2: In accordance with the provisions of an election services contract with the Upshur County Elections Administrator (the "Upshur Contract") for that portion of the District located in Upshur County and an election services contract with the Harrison County Elections Administrator (the "Harrison Contract") for that portion of the District located in Harrison County, the election shall be conducted by the Upshur County Elections Administrator and the Harrison County Elections Administrator, respectively, on election day in accordance with the provisions of the respective election contracts or agreements (collectively, the "Contracts").

SECTION 3: The locations, dates and times for early voting for this election shall be as shown in **Exhibit A**, which is attached hereto and incorporated herein by reference as a part hereof for all purposes. Debbie Cobb, is hereby appointed early voting clerk and Diana Cooper and Gloria Rosser as deputy early voting clerks for this election.

The Presiding Judge for the Early Voting Ballot Board shall be appointed by separate order of the Board, which Presiding Judge shall appoint at least two other members to serve on the Early Voting Ballot Board for this election in accordance with Texas Election Code, Section 87.002.

SECTION 4: Pursuant to the provisions of the Contracts, the vote centers for voters in Upshur County and election precincts and polling locations for voters in Harrison County are shown in **Exhibit A** attached hereto and hereby incorporated herein by reference as a part

hereof for all purposes. The election officers and maximum number of clerks for each polling place or voting center shall be determined and appointed in accordance with the provisions of the respective Contracts.

On election day, the polls shall be open from 7:00 A.M. to 7:00 P.M.

SECTION 5: A voting system or systems meeting the standards and requirements of the Texas Election Code, as amended, is hereby adopted and approved for early voting by personal appearance and by mail and for election day voting.

Ballots shall be prepared in accordance with the Texas Election Code, and permit electors to vote "FOR" or "AGAINST" the aforesaid measure which shall appear on the ballot substantially as follows:

NEW DIANA INDEPENDENT SCHOOL DISTRICT PROPOSITION B

"APPROVING THE AD VALOREM TAX RATE OF \$1.19 PER \$100 VALUATION IN THE NEW DIANA INDEPENDENT SCHOOL DISTRICT FOR THE CURRENT YEAR, A RATE THAT IS \$0.0698 HIGHER PER \$100 VALUATION THAN THE SCHOOL DISTRICT ROLLBACK TAX RATE, FOR THE PURPOSE OF INCREASING REVENUE FOR MAINTENANCE AND OPERATIONS"

SECTION 6: With respect to the voters of the District residing in Upshur County, the Central Counting Station for the tabulation and counting of ballots for this election shall be located at the Upshur County Elections Administration Office, Upshur County Courthouse, 2nd Floor, 100 West Tyler Street, Gilmer, Texas . With respect to the voters of the District residing in Harrison County, the Central Counting Station for the tabulation and counting of ballots for this election shall be located at the Harrison County Elections Office, 415 East Burleson Street, Marshall, Texas.

The Manager, Tabulation Supervisor, Presiding Judge and Alternate Presiding Judge at each Central Counting Station shall be appointed and designated in accordance with the provisions of the respective Contract. The Manager and Presiding Judge of the Central Counting Station may appoint clerks to serve at such Station, as provided by Section 127.006 of the Election Code.

SECTION 7: All resident qualified voters of the District shall be permitted to vote at said election and, on the day of the election, such voters shall vote at the designated polling places. This election shall be held and conducted in accordance with the Texas Election Code, except as modified by the provisions of the Texas Education Code, and to the extent required by law, all election materials and proceedings shall be printed in both English and Spanish.


SECTION 8: A substantial copy of this order shall serve as proper notice of said election. Said notice shall be (i) published at least one time not more than thirty (30) days or less than ten (10) days before the day of the election in a newspaper of general circulation in the District and (ii) posted not later than the 21st day before the election and remain posted continuously through election day on the bulletin board used for the posting of notices of meetings of the Board of Trustees of the District.

SECTION 9: This Order hereby incorporates the provisions of the Contracts, and to the extent of any conflict between this Order and the Contracts, the provisions of the Contracts shall control. The Superintendent of Schools or his designee, is hereby authorized to correct, modify or change the information in this Order and the attached Exhibits, including the final locations, dates and times agreed upon by the Upshur County Elections Administrator and/or the Harrison County Elections Administrator and the District as well as incorporate additional voting locations as designated by the Upshur County Elections Administrator and/or the Harrison County Elections Administrator.

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PASSED AND APPROVED, this August 14, 2017.

NEW DIANA INDEPENDENT SCHOOL
DISTRICT



President, Board of Trustees



ATTEST:



Secretary, Board of Trustees

(District Seal)

**EXHIBIT A
EARLY VOTING LOCATIONS, DATES AND TIMES**

Early voting for this election shall begin on Monday, October 23, 2017 and end on Friday, November 3, 2017, and the dates and hours designated for early voting by personal appearance shall be as set forth below:

Main Early Voting Polling Place

New Diana ISD Administration Office
1373 U. S. Highway 259 South
Diana, Texas 75640

<u>Dates</u>	<u>Hours</u>
Monday, October 23, 2017 through Wednesday, October 25, 2017	8:00 a.m. to 4:00 p.m.
Thursday, October 26, 2017	8:00 a.m. to 7:00 p.m.
Friday, October 27, 2017	8:00 a.m. to 4:00 p.m.
Saturday, October 28, 2017	8:00 a.m. to 12:00 noon
Monday, October 30, 2017 through Thursday, November 2, 2017	8:00 a.m. to 4:00 p.m.
Friday, November 3, 2017	8:00 a.m. to 7:00 p.m.

Temporary Early Voting Polling Place For Harrison County Voters

Harrison County Elections Office
415 E. Burlison Street
Marshall, Texas 75671

Mailing Address:
Harrison County Elections Office
P. O. Box 8409
Marshall, Texas 75671

<u>Dates</u>	<u>Hours</u>
Monday, October 23, 2017 through Friday, October 27, 2017	8:00 a.m. to 5:00 p.m.
Monday, October 30, 2017 through Wednesday, November 1, 2017	8:00 a.m. to 5:00 p.m.
Thursday, November 2, 2017 and Friday, November 3, 2017	7:00 a.m. to 7:00 p.m.

EXHIBIT B
UPSHUR COUNTY ELECTION DAY VOTE CENTERS

<u>Polling Location</u>
Indian Rock Baptist Church 4944 State Hwy. 154 E. Gilmer, Texas 75645
East Mountain Community Center 103 Municipal Dr. Gilmer, Texas 75645
Glenwood Water Department 6792 FM 726 S. Gilmer, Texas 75645
Ashland Masonic Lodge #1138 10478 State Hwy. 154 Diana, Texas 75640
Assembly of God Church 1060 US Hwy. 271 N. Gilmer, Texas 75644
Walnut Creek Baptist Church 1969 N. Sejo Lily Rd. Diana, Texas 75640
Ore City Community Center 408 Althea Ore City, Texas 75683
Frontier Cowboy Church 2791 FM 593 Gilmer, Texas 75644
Big Sandy ISD #1 Wildcat Dr. Big Sandy, Texas 75755
Pritchett Community Center 1092 FM 1404 Big Sandy, Texas 75755
Gladewater Former Student Building 2509 Hendricks Gladewater, Texas 75647
Enon Community Center 5223 Armadillo Rd. Gilmer, Texas 75644
Oak Hill Baptist Church 3084 FM 2088 Gilmer, Texas 75644
Simpsonville Fire Station 10282 FM 556 Gilmer, Texas 75644
Rosewood Baptist Church 8261 Arrowwood Rd. Gilmer, Texas 75644
Upshur County Library 702 W. Tyler St. Gilmer, Texas 75644

HARRISON COUNTY ELECTION DAY POLLING PLACE

<u>Harrison County Election Precincts</u>	<u>Polling Location</u>
16 and 23	Harleton Civic Center 4335 Community Harleton, Texas

