

NOTICE OF ELECTION

STATE OF TEXAS §
COUNTY OF GALVESTON §
COLLEGE OF THE MAINLAND §

TO ALL THE DULY QUALIFIED, RESIDENT ELECTORS OF THE COLLEGE OF THE MAINLAND:

NOTICE IS HEREBY GIVEN that the Board of Trustees (the “Board”) of College of the Mainland (the “College District”) has previously approved that certain Order Calling Bond Election (the “Bond Election Order”) calling an election to be held within the District on May 2, 2020;

WHEREAS, due to the public health risks posed by the novel coronavirus pandemic, on March 18, 2020, the Governor of the State of Texas issued a proclamation (the “Proclamation”) allowing political subdivisions that would otherwise hold elections on May 2, 2020, to move their general and special election for 2020 to the next uniform election date, occurring on November 3, 2020;

WHEREAS, pursuant to the Proclamation, the College District postponed the election to November 3, 2020;

WHEREAS, the Board now finds and determines that it is necessary and advisable to adopt this order amending and restating the Bond Election Order adopted on February 13, 2020, to call and conduct an election to be held within the District;

WHEREAS, it is hereby officially found and determined that said election shall be held on a uniform election date established by Section 41.001(a), Texas Election Code, as amended, as required by Texas law;

WHEREAS, the Board, pursuant to the applicable provisions of the Texas Election Code, intends to conduct a joint election with other political subdivisions within Galveston County and contract with the Galveston County Clerk for election services; and

WHEREAS, the Board finds and declares that the meeting at which this Amended and Restated Order Calling Bond Election (the “Election Order”) is considered is open to the public, and that the public notice of the time, place and purpose of the meeting was given, as required by Chapter 551, Texas Government Code, as amended; Now Therefore,

BE IT ORDERED BY THE BOARD OF TRUSTEES OF COLLEGE OF THE MAINLAND:

Section 1. Findings.

(a) The statements contained in the preamble of this Election Order are true and correct and are hereby adopted as findings of fact and as a part of the operative provisions hereof.

(b) Pursuant to Section 3.009, Election Code: (i) the proposition language that will appear on the ballot is set forth in Section 4 of this Election Order, (ii) the purposes for which the bonds are to be authorized are set forth in Section 3 of this Election Order, (iii) the principal amount of bonds to be authorized is set forth in Section 3 of this Election Order, (iv) if the issuance of bonds is authorized by voters, taxes sufficient, within the limits prescribed by law, to pay the principal of and interest on the bonds and the costs of any credit agreements may be imposed, as set forth in Section 3 of this Election Order, (v) bonds authorized pursuant to this Election Order may be issued to mature over a number of years not to exceed the maximum number of years authorized by law and bearing interest at the rate or rates (not to exceed the maximum rate now or hereafter authorized by law), as authorized by law and determined by the Board, (vi) as of the date of the adoption of this Election Order, the aggregate amount of outstanding principal of the College District's debt obligations is \$170,560,000.00 and the aggregate amount of outstanding interest on the College District's debt obligations is \$126,176,015.56, and (vii) the College District's ad valorem debt service tax rate as of the date of adoption of this Election Order is \$0.00 per \$100 valuation of taxable property.

(c) Based upon market conditions as of the date of this Election Order, the maximum net effective interest rate for any series of the bonds is estimated to be 4.00%. 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. In addition, the estimate contained in this subsection (b) is (i) based on certain assumptions (including assumptions concerning prevailing market and economic conditions at the time(s) of issuance of the bonds) and derived from projections obtained from the College District's financial advisor, (ii) subject to change to the extent that actual facts, circumstances and conditions prevailing at the time that the bonds are issued differ from such assumptions and projections, (iii) provided solely in satisfaction of the requirements of Section 3.009, Election Code, and for no other purpose, without any assurance that such projections will be realized, and (iv) not intended to and does not give rise to a contract with voters or limit the authority of the Board to issue bonds in accordance with the Proposition submitted by this Election Order.

(d) The findings contained in this Section are only estimates provided for Texas statutory compliance and do not serve as a cap on any College District ad valorem debt service tax rate. The statements contained in these findings (i) are based on information available to the College District on the date of adoption of this Election Order, including projections obtained from the College District's consultants, (ii) necessarily consist of estimates and projections that are subject to change based on facts, circumstances and conditions at the time that bonds approved pursuant to this Election Order are issued and (iii) are not intended to limit the authority of the Board to issue bonds in accordance with other terms contained in this Election Order. Accordingly, actual tax rates, interest rates, maturity dates, aggregate outstanding indebtedness and interest on such debt will vary and will be established after the bonds are issued. To the extent of any conflict between this subsection and other terms of this Election Order, such other terms control.

Section 2. Election Ordered; Date. An election (the "Election") shall be held for and within the College District on Tuesday, November 3, 2020 ("Election Day"), in accordance with the Texas Election Code (the "Code").

Section 3. Proposition. At the Election the following proposition (the “Proposition”), setting forth the purposes, the principal amount and the maximum maturity date for the bonds to be authorized, shall be submitted to the qualified voters of the College District in accordance with law:

COLLEGE OF THE MAINLAND PROPOSITION A

SHALL THE BOARD OF TRUSTEES (THE “BOARD”) OF COLLEGE OF THE MAINLAND (THE “COLLEGE DISTRICT”) BE AUTHORIZED TO ISSUE BONDS OF THE COLLEGE DISTRICT, IN ONE OR MORE SERIES OR INSTALLMENTS, IN THE AMOUNT OF \$13,950,000 FOR THE PURPOSE OF REFUNDING COLLEGE OF THE MAINLAND MAINTENANCE TAX NOTES, SERIES 2017, WHICH BONDS SHALL MATURE SERIALY OR OTHERWISE NOT MORE THAN 40 YEARS FROM THEIR DATE, AND SHALL BEAR INTEREST AT SUCH RATE OR RATES, NOT TO EXCEED THE MAXIMUM RATE NOW OR HEREAFTER AUTHORIZED BY LAW, AS SHALL BE DETERMINED BY THE BOARD OF TRUSTEES OF COLLEGE DISTRICT WITHIN THE DISCRETION OF THE BOARD 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 COLLEGE DISTRICT SUFFICIENT, WITHIN THE LIMITS PRESCRIBED BY LAW, TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS AND THE COSTS OF ANY CREDIT AGREEMENTS EXECUTED OR AUTHORIZED IN ANTICIPATION OF, IN RELATION TO, OR IN CONNECTION WITH SAID BONDS; SAID BONDS TO BE ISSUED AND SAID TAXES TO BE LEVIED, PLEDGED, ASSESSED, AND COLLECTED UNDER THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS INCLUDING THE TEXAS EDUCATION CODE?

Section 4. Official Ballot.

(a) Voting at the Election, and early voting therefor, shall be by the use of the lawfully approved County voting systems and ballots. Pursuant to Section 61.012, as amended, Texas Election Code, at least one accessible voting system shall be provided 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. Paper ballots may be used for early voting by mail.

(b) The preparation of the necessary equipment and the official ballots for the Election shall conform to the requirements of the Code so as to permit the electors to vote “FOR” or “AGAINST” the aforesaid Proposition which shall be set forth on the ballots substantially in the following form:

COLLEGE OF THE MAINLAND PROPOSITION A

[] FOR
[] AGAINST

THE ISSUANCE OF \$13,950,000 BONDS FOR THE PURPOSE OF REFUNDING COLLEGE OF THE MAINLAND MAINTENANCE TAX NOTES, SERIES 2017 AND LEVYING AND IMPOSITION OF TAXES SUFFICIENT TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS AND THE COSTS OF ANY CREDIT AGREEMENTS. REQUIRED STATEMENT FOR ALL SCHOOL DISTRICT BOND PROPOSITIONS PURSUANT TO SECTION 45.003, TEXAS EDUCATION CODE: THIS IS A PROPERTY TAX INCREASE.

Section 5. Persons Qualified to Vote. All resident, qualified electors of the College District shall be eligible to vote at the Election.

Section 6. Election Precincts, Voting Locations and Voting Hours on Election Day. The election precincts for the Election shall consist of the territory within the boundaries of the College District situated within one or more Galveston County election precincts, which bear the precinct numbers set forth in Exhibit A attached hereto and incorporated herein. The voting location for voting on Election Day for each election precinct shall be as set forth in Exhibit A, or at such other locations as hereafter may be designated by the Galveston County Clerk and approved by the President of the College District. On Election Day the polls shall be open from 7:00 a.m. to 7:00 p.m.

Section 7. Early Voting Locations, Dates and Times. (a) Early voting by personal appearance for all election precincts at the times and on the days set forth in Exhibit B, or at such other locations as hereafter may be designated by the Galveston County Clerk and approved by the President of the College District.

(b) The Galveston County Clerk, Dwight D. Sullivan, is hereby designated as the Early Voting Clerk for Galveston County to perform those functions for College District voters who are qualified under state and federal law in Galveston County. Applications for ballots to be voted by mail should be mailed to:

Dwight D. Sullivan
Galveston County Clerk
P.O. Box 17253
Galveston, Texas 77552-7253
Faxed to: 409-765-3160
Emailed to: Dwight.sullivan@co.galveston.tx.us

Section 8. Joint Election. The College District has agreed to participate in a joint election with other participating governmental entities in Galveston County who are also holding elections on Election Day and will contract with the Galveston County for election services. The Board authorizes the Chair of the Board, the President of the College District, or the respective designee of either of such parties, to negotiate and enter into one or more joint election agreements

and/or similar contracts or agreements 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.

Section 9. Appointment of Election Officers. Prior to the Election Day, the election judges, alternate judges, clerks and other personnel necessary for conducting the Election will be appointed by the Galveston County Clerk, and the election judges and alternate judges may be changed and the polling places may be combined for some precincts, pursuant to decision of the Galveston County Clerk. The Galveston County Clerk shall also be responsible for establishing the central counting station for the ballots cast in such election and appointing the personnel necessary for such station. The Board hereby authorizes the Chair of the Board of Trustees or the President of the College District to appoint any such other officials not designated herein or appointed by Galveston County as are necessary and appropriate to conduct the Election in accordance with the Code.

Section 10. Notice of Election. Notice of the Election shall be given in English and Spanish by (i) publishing a substantial copy of this Election Order one time, not earlier than the thirtieth day nor later than the tenth day prior to the date set for the Election, in a newspaper published in the College District; (ii) posting a copy of this Election Order on the bulletin board used for posting notices of Board of Trustees meetings and in three public places within the boundaries of the College District not later than the 21st day prior to the date set for the Election; (iii) posting a copy of this Election Order on Election Day and during early voting by personal appearance in a prominent location at each polling place; and (iv) posting this Election Order, together with the notice of Election and the contents of the Proposition, on the College District's website, in both English and Spanish, during the 21 days before the Election. Notice of the Election shall also be provided to the county clerk of Galveston County not later than the 60th day before the Election Day. A voter information document for Proposition shall also be posted in the same manner described in the two immediately preceding sentences, except that such document need not be posted on the bulletin board used for posting notices of meetings of the Board.

Section 11. Conduct of Election. The Election shall be held in accordance with the Code, except as modified by the Texas Education Code, and the Federal Voting Rights Act of 1965, as amended, including particularly Chapter 272 of the Code pertaining to bilingual requirements.

Section 12. Necessary Actions. The Chair and the Secretary of the Board of Trustees and the President of the College District, in consultation with the College District's attorney and bond counsel are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Code and the Federal Voting Rights Act in carrying out and conducting the Election, whether or not expressly authorized herein. In addition, the Board authorizes the Chair, the President of the College District, or the respective designee of either of such parties to make such technical modifications to this Election 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 13. Severability. If any provision, section, subsection, sentence, clause or phrase of this Election Order, or the application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, neither the remaining portions of this Election Order nor their application to other persons or sets of circumstances shall

be affected thereby, it being the intent of the College District in adopting this Election Order that nor portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness, invalidity or unenforceability of any other portion hereof, and all provisions of this Election Order are declared to be severable for that purpose.

Section 14. Effective Date. This Election Order is effective immediately upon its passage and approval.

[signature page follows]

PASSED AND APPROVED the 27th day of July, 2020.

/s/ Kyle Dickson
Chair, Board of Trustees
College of the Mainland

ATTEST:

/s/ Melissa Skipworth
Secretary, Board of Trustees
College of the Mainland

(SEAL)

EXHIBIT A

**GALVESTON COUNTY
ELECTION DAY VOTING LOCATIONS
NOVEMBER 3, 2020
7:00 A.M. TO 7:00 P.M.**

Joe Faggard Community Center
1750 Highway 87
Crystal Beach, TX 77650

Carver Park Community Center
6415 Park Ave.
Texas City, TX 77591

Galveston County Court House
722 Moody (2nd Floor)
Galveston, TX 77550

Seaside Baptist Church
16534 Termini-San Luis Pass Rd.
Jamaica Beach, TX 77554

Scott Building
4116 N 1/2
Galveston, TX 77550

Moody Methodist Church
2803 53rd St
Galveston, TX 77551

MUD 12 Building
2929 Hwy 6 Ste. 300
Bayou Vista, TX 77563

Greater St. Matthews Baptist Church
6333 Highway 6
Hitchcock, TX 77563

West County Building
11730 Highway 6
Santa Fe, TX 77510

Santa Fe ISD Museum
13304 Highway 6
Santa Fe, TX 77510

La Marque Community Room
1109 B Bayou Rd.
La Marque, TX 77568

Nessler Center
2010 Fifth Ave. North
Texas City, TX 77590

San Leon Volunteer Fire
12th St. & Ave. D
San Leon, TX 77539

Mid County Building
9850 Emmett Lowry Expressway
Texas City, TX 77591

Dickinson Community Center
2714 Highway 3
Dickinson, TX 77539

IBC Bank
2301 W FM 646
Dickinson, TX 77539

The Crossings
255 N. Egret Bay Blvd.
League City, TX 77573

Bacliff Volunteer Fire Department
600 Grand Avenue
Bacliff, TX 77518

League City Civic Center
2105 Dickinson Ave.
League City, TX 77573

Kemah Community Center
800 Harris
Kemah, TX 77565

Justice Center
600 59th Street
Galveston, Texas 77551

Calder Road Annex
174 Calder Rd.
League City, TX 77573

Friendswood ISD Admin.
402 Laurel Dr.
Friendswood, TX 77546

EXHIBIT B

**GALVESTON COUNTY
EARLY VOTING BRANCH LOCATIONS**

Dates & Times:

October 13, 2020 – October 16, 2020 (8:00 A.M. – 5:00 P.M.)
October 19, 2020 – October 23, 2020 (8:00 A.M. – 5:00 P.M.)
October 24, 2020 (7:00 A.M. – 7:00 P.M.)
October 25, 2020 (1:00 P.M. – 6:00 P.M.)
October 26, 2020 – October 30, 2020 (7:00 A.M. – 7:00 P.M.)

Galveston County Justice Center
600 – 59th Street
2nd Floor Conference Room
Galveston, Texas

Joe Faggard Community Center
1750 Highway 87
Crystal Beach, TX 77650

Rebecca Sealy Hospital
404 8th Street
Galveston, TX 77555

Galveston County Court House
722 Moody (2nd Floor)
Galveston, TX 77550

Santa Fe City Hall
12002 Highway 6
Santa Fe, TX 77510

Scott Building
4116 N 1/2
Galveston, TX 77550

Moody Methodist Church
2803 53rd St
Galveston, TX 77551

GISD Administration Building
3904 Ave. T
Galveston, TX

Seaside Baptist Church
16534 Termini-San Luis Pass Rd.
Jamaica Beach, TX 77554

MUD 12 Building
2929 Hwy 6 Ste. 300
Bayou Vista, TX 77563

Greater St. Matthews Baptist Church
6333 Highway 6
Hitchcock, TX 77563

West County Building
11730 Highway 6
Santa Fe, TX 77510

Sant Fe ISD Museum
13304 Highway 6
Santa Fe, TX 77510

Day Spring Church
2215 FM 646 Rd. North
Santa Fe, TX 77510

Carver Park Community Center
6415 Park Ave.
Texas City, TX 77591

La Marque Community Room
1109 B Bayou Rd.
La Marque, TX 77568

Calvary Baptist Church
517 18th Ave. North
Texas City, TX 77590

COM Main Campus
1200 Amburn Rd. (Fine Arts)
Texas City, TX 77591

San Leon Volunteer Fire
12th St. & Ave. D
San Leon, TX 77539

Dickinson Community Center
2714 Highway 3
Dickinson, TX 77539

Dominion Church
6400 Calder Road
Dickinson, TX 77539

The Crossings
255 N. Egret Bay Blvd.
League City, TX 77573

Hometown Hero's Park
2105 Dickinson Ave.
League City, TX 77573

Texas A&M Building 3035
2025 Seawolf Parkway, Suite 102
Galveston, Texas 77554

League City Intermediate
2588 Webster St. (Cafeteria)
League City, TX 77573

COM (North Building)
200 Parker Ct.
League City, TX 77573

Texas City Central Fire Station
1721 25th St.
Texas City, TX 77590

Nessler Center
2010 Fifth Ave. North
Texas City, TX 77590

Mid County Building
9850 Emmett Lowry Expressway
Texas City, TX 77591

Dickenson City Hall
4403 Highway 3
Dickenson, TX 77539

IBC Bank
2301 W FM 646
Dickinson, TX 77539

Bacliff Volunteer Fire Department
600 Grand Avenue
Bacliff, TX 77518

Bauerschlag Elementary
2051 League City Parkway
League City, TX 77573

Kemah Community Center
800 Harris
Kemah, TX 77565

Regal Estates
500 Enterprise Ave.
League City, TX 77573

League City Civic Center
400 W. Walker (Ballroom)
League City, TX 77573

Calder Road Annex
174 Calder Rd.
League City, TX 77573

Friendswood ISD Admin.
402 Laurel Dr.
Friendswood, TX 77546

Hope Lutheran
1804 S. Friendswood Drive
Friendswood, TX 77546

Stanfield Properties
807 S. Friendswood Dr.
Friendswood, TX 77546

Justice Center
600 59th Street
Galveston, Texas 77551