

AN ORDER CALLING A BOND ELECTION TO BE HELD BY THE NUECES COUNTY DRAINAGE AND CONSERVATION DISTRICT NO. 2, MAKING PROVISION FOR THE CONDUCT OF THE ELECTION, AND RESOLVING OTHER MATTERS RELATED TO THAT ELECTION

WHEREAS, the Board of Commissioners (the *Board*) of the NUECES COUNTY DRAINAGE AND CONSERVATION DISTRICT NO. 2 (the *District*), also known as the Nueces County Drainage District No. 2, located in Nueces County, Texas (the *County*), finds and determines that a special election (the *Election*) should be held to determine whether the District will be authorized to issue bonds in the amount and for the purposes identified in this order (the *Order*); and

WHEREAS, the Board previously approved the “Nueces County Tri-County Regional Drainage Master Plan Study” and the “Robstown Drainage Improvement Project Phasing Plan Technical Memorandum” arising from the Master Plan, both of which were filed in the District’s office, open to public inspection, and providing an engineer’s report covering the facilities to be voted in the Election, including the works, improvements, facilities, land, plants, equipment and appliances to be purchased, acquired and constructed by the District and the property, contract rights, rights of use and interests in property to be purchased or acquired (the *Improvements*) as well as the estimated cost of all the foregoing, together with maps, plats, profiles and data showing and explaining the two reports (collectively, the *Engineer’s Report*); however, the Engineer’s Report is not part of the proposition to be voted on or a contract with the voters; and

WHEREAS, the Engineer’s Report identifies Improvements to be voted in the Election that are located both inside and outside the District’s boundaries; and

WHEREAS, the Board specifically finds that the Improvements located outside the District are necessary and proper to benefit the District and its residents; and

WHEREAS, the Engineer’s Report contains a cost estimate summarized as follows:

Total Construction Costs	\$50,234,977.42
Total Land Acquisition	\$12,726,000.00
Total Engineering Fees	\$ 4,485,265.84
Total	\$67,446,243.26

WHEREAS, the Board finds that the above estimate is reasonable and proper, but reserves the right to authorize amendments to the engineer’s report and to reallocate costs and make such other changes as necessary to meet the changing requirements of the District; and

WHEREAS, the District will contract with the County, acting by and through its county clerk (the *County Clerk*) to conduct all aspects of the Election for all registered voters of the District; and

WHEREAS, the Election may be held jointly with other political subdivisions (collectively, the *Participants*) pursuant to a joint election or similar agreement according to the Texas Election Code, as amended (the *Code*); and

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

BE IT ORDERED BY THE BOARD OF COMMISSIONERS OF THE NUECES COUNTY DRAINAGE AND CONSERVATION DISTRICT NO. 2 THAT:

SECTION 1. Election Ordered; Purpose; Amount. The Election will be held in the NUECES COUNTY DRAINAGE AND CONSERVATION DISTRICT NO. 2 on November 5, 2024 (*Election Day*), which is a uniform election date under the Code and is 78 or more days from the date of the adoption of this Order, for the purpose of submitting the following measure to the qualified voters of the District:

Measure A

Will the Board of Directors (the *Board*) of the Nueces County Drainage and Conservation District No. 2 (the *District*), also known as the Nueces County Drainage District No. 2, be authorized, to issue, and sell the bonds in the amount of \$48,000,000 for drainage improvements, including system maintenance equipment, storage, and facilities that are necessary for the drainage improvements, located inside and outside the District's boundaries, and the acquisition of land and rights-of-way for such improvements, which bonds may be issued in various series or issues, which will mature serially or otherwise not more than 40 years from their date or dates and bear interest at such rate or rates (fixed, variable, floating, adjustable or otherwise) as shall be determined by the Board within its discretion at the time of issuance but not to exceed the maximum rate now or hereafter authorized by law; and will the Board 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 as they become due, and the costs of any credit agreements (including credit agreements executed or authorized in anticipation of, in relation to, or in connection with the bonds), all as authorized by the Constitution and laws of the State of Texas and the laws of the United States of America?

SECTION 2. Ballots. The official ballots will permit voters to vote "FOR" or "AGAINST" the measure above with the following ballot language:

Nueces County Drainage and Conservation District No. 2 Proposition A

The issuance of bonds in the amount of \$48,000,000 for the construction and acquisition of drainage improvements within and outside the District and the levy of taxes sufficient to pay the principal of and interest on the bonds.

SECTION 3. Polling Details.

A. One or more District election precincts are established for Election Day from 7:00 a.m. to 7:00 p.m. with one or more corresponding polling places as identified on Exhibit A to this Order. As permitted by the Code, polling places may be changed without further Board action; any changes will not affect this Order or subsequent notice of election.

B. Exhibit B includes the places, dates, and hours for early voting in person. As permitted by the Code, these details may be changed without further Board action; any changes will not affect this Order or subsequent notice of election. Applications for voting by mail should be received no later than the close of business on October 25, 2024. Applications should be sent to the Early Voting Clerk named below. 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.

SECTION 4. Election Officials. To the extent required by the Code or other applicable law, the appointment of election officials at polling locations will include a person fluent in the Spanish language.

A. The County Clerk will appoint Presiding Judges, Alternate Presiding Judges, and Election Clerks.

B. The Early Voting Clerk is: Kara Sands; mailing address: P.O. Box 2627, Corpus Christi, TX 78403; physical address: 901 Leopard St., Corpus Christi, TX 78401, Floor: 2nd, Room: 201; phone: (361) 888-0580; fax: (361) 888-0329; and email: VOTEBYMAIL@nuecescountytexas.gov. The Early Voting Clerk will appoint the Deputy Early Voting Clerks.

C. The County Clerk is authorized to establish an Early Voting Ballot Board and to designate the Presiding Judge of the Early Voting Ballot Board and, if needed, the members of Signature Verification Committee.

D. The District is authorized to use a Central Counting Station (the *Station*) if needed. The County Clerk or the County Clerk's designee is appointed as the Manager of the Station with the authority to appoint the Tabulation Supervisor, the Programmer, and any Clerks.

SECTION 5. Qualified Voters. The District's qualified voters (as defined by the Code) will be entitled to vote in the Election at the dates, times, and places reflected on Exhibit A and Exhibit B.

SECTION 6. Legal Compliance. The Election and notice of Election will be held and conducted according to the Code and other applicable law. To the extent required by law,

materials relating to the Election will be printed in English, Spanish, and any other required language.

SECTION 7. Debt Obligations. The following information is calculated based on bond market conditions as of the date of the adoption of this Order; is further explained in one or more voter information documents attached to this Order as exhibits; and is not intended to serve as a cap or other restriction should the bonds be authorized at the Election.

A. The aggregate amount of the outstanding principal of the District's debt totaled \$2,601,000 (including maintenance tax debt, if any).

B. The aggregate amount of the interest owed on the District's debt obligations, through respective maturity, totaled \$2,601,000.

C. The District levied an ad valorem debt service tax rate for its outstanding debt obligations of \$0.0118 per \$100 of taxable assessed valuation.

D. The maximum maturity of the bonds that are the subject of this Election will not exceed the maximum number of years authorized by Texas law.

E. The maximum interest rate for any series of bonds authorized at the Election is 4.46% (expressed as a net effective interest rate).

SECTION 8. Contracting Authority. The Board authorizes the District's Chairman of the Board or the Chairman's designee to negotiate and enter into one or more joint election agreements, election services contracts, or similar contracts with the County, acting by and through the County Clerk, and any Participants if desired or if required to comply with applicable law.

SECTION 9. Modifications. The Board acknowledges that information required to complete the Exhibits to this Order may not be available when the Election is ordered, and the Board therefore authorizes the District's the Chairman of the Board or the Chairman's designee to correct, modify, or change the Exhibits to the extent permitted by applicable law. Additionally, the Board authorizes these individuals to make technical modifications to this Order that are necessary for compliance with applicable law or to carry out the intent of the Board as evidenced in this Order.

SECTION 10. Findings. The recitals contained in the preamble of this Order are found to be true.

SECTION 11. Conflicts. 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 will be and remain controlling as to the matters ordered herein.

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

SECTION 13. Open Meetings. 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. Severability. If any provision of this Order or the application of this Order to any person or circumstance is held invalid, then the remainder of this Order remains effective.

SECTION 15. Effective Date. This Order is effective immediately upon its approval.

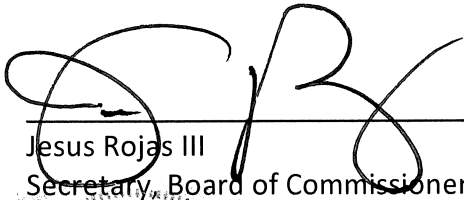
PASSED AND APPROVED on August 15, 2024.

NUECES COUNTY DRAINAGE AND CONSERVATION
DISTRICT NO. 2

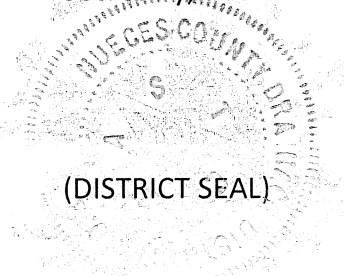


Balde Torres III
Chairman, Board of Commissioners

ATTEST:



Jesus Rojas III
Secretary, Board of Commissioners



[Signature Page to Bond Election Order]

EXHIBIT A/ANEXO A
NUECES COUNTY/ CONDADO DE NUECES
ELECTION DAY SCHEDULE/ CRONOGRAMA DEL DÍA DE LA ELECCIÓN

Tuesday, November 5, 2024 – Polls are open from 7:00 a.m. to 7:00 p.m./ Martes 5 de noviembre de 2024: la votación estará abierta de 7:00 a. m. a 7:00 p. m.

ELECTION DAY POLLING LOCATIONS*/ LUGARES DE VOTACIÓN PARA EL DÍA DE LA ELECCIÓN*

Nueces County utilizes countywide vote centers. District voters may vote at any of the following locations on Election Day:

El Condado de Nueces usa centros de votación de todo el condado. Los votantes del Distrito pueden votar en cualquiera de los siguientes lugares el Día de la Elección:

Adkins Middle School	2402 Ennis Joslin Rd	Corpus Christi	TX	78414
Banquete ISD	4339 Fourth St.	Banquete	TX	78339
Bishop Multipurpose Building	115 South Ash St.	Bishop	TX	78343
Blanche Moore Elementary	6121 Durant Dr.	Corpus Christi	TX	78414
Calallen ISD Administration Building	4205 Wildcat Drive	Corpus Christi	TX	78415
Caroll High School-Old Campus	5301 Weber Road	Corpus Christi	TX	78415
Caroll High School-New Campus	3202 Saratoga Boulevard	Corpus Christi	TX	78415
Church Unlimited-Main Campus	7451 Bay Area Drive	Corpus Christi	TX	78415
Church Unlimited-Rodd Field Campus	3402 Rodd Field Road	Corpus Christi	TX	78414
Club Estates Elementary	5222 Merganser Dr.	Corpus Christi	TX	78413
Corpus Christi Army Depot - NAS	308 Crecy St.	Corpus Christi	TX	78419
Corpus Christi ISD Administration Building	801 Leopard St.	Corpus Christi	TX	78401
Corpus Christi Fire Station #7	3722 South Staples St.	Corpus Christi	TX	78441
Corpus Christi Fire Station #14	5901 South Staples St.	Corpus Christi	TX	78413
Corpus Christi Fire Station #15	1402 Commordores Dr.	Corpus Christi	TX	78418
Cunningham Middle School at South Park	2901 McArdle Rd.	Corpus Christi	TX	78415
David Berlanga Community Center	1513 2 nd St. (Aqua Dulce)	Agua Dulce	TX	78330
Deaf and Hard of Hearing Center	5151 McArdle Rd.	Corpus Christi	TX	78411

Del Mar College- Economic Development	3209 S. Staples St.	Corpus Christi	TX	78411
Del Mar College- Heldenfels Admin Bldg.	101 Baldwin Blvd.	Corpus Christi	TX	78404
Del Mar College-Oso Creek Campus	7402 Yorktown Blvd.	Corpus Christi	TX	78414
Del Mar College West Campus	4101 Old Brownsville Rd.	Corpus Christi	TX	78405
Driscoll ISD	315 W. Dragon St.	Driscoll	TX	78351
Driscoll Middle School	3501 Kenwood Dr.	Corpus Christi	TX	78408
Ethel Everly Senior Center	654 Graham Rd.	Corpus Christi	TX	78418
Fannin Elementary	2730 Gollihar Rd.	Corpus Christi	TX	78415
Flour Bluff ISD- Transportation Building	2510 Waldron Rd.	Corpus Christi	TX	78418
Galvan Elementary	3126 Masterson Dr.	Corpus Christi	TX	78415
Gibson Elementary	5723 Hampshire Rd.	Corpus Christi	TX	78408
Gloria Hicks Elementary	3602 McArdle Rd.	Corpus Christi	TX	78418
Grace Presbyterian Church	6301 Yorktown Blvd.	Corpus Christi	TX	78414
Grant Middle School	4350 Aaron Dr.	Corpus Christi	TX	78413
Greenwood Senior Center	4040 Greenwood Dr.	Corpus Christi	TX	78416
Hilltop Community Center	11425 Leopard Street	Corpus Christi	TX	78410
Island Presbyterian Church	14030 Fortuna Bay Dr.	Corpus Christi	TX	78418
John F. Kennedy Elementary	1102 Villarreal Dr.	Corpus Christi	TX	78416
Johnny Calderon Building	710 E Main St.	Robstown	TX	78380
King High School	5225 Gollihar Rd.	Corpus Christi	TX	78412
La Retama Central Library	805 Comanche St.	Corpus Christi	TX	78401
Los Encinos Elementary	1826 Frio Street	Corpus Christi	TX	78417
LULUC West Apartments	10702 IH-37	Corpus Christi	TX	78410
Metro-E Elementary	1707 Ayers St.	Corpus Christi	TX	78404
Miller High School	1 Battlin Buc Blvd.	Corpus Christi	TX	78408
Moody High School	1818 Trojan Dr.	Corpus Christi	TX	78416
Montclair Elementar	5241 Kentner Street			
Northwest Senior Center (West Guth Park)	9725 Up River Road	Corpus Christi	TX	78410
Nueces County ESD #4	5781 FM 666	Robstown	TX	78380
Ortiz Intermediate School	208 East Avenue H	Robstown	TX	
Oveal Williams Senior Center	1414 Martin Luther King Dr.	Corpus Christi	TX	78401
Parkway Presbyterian Church	3707 Sante Fe St.	Corpus Christi	TX	78411

Peerless Cleaners	2806 Santa Fe St.	Corpus Christi	TX	78404
Petronila Elementary	2391 CR 67	Robstown	TX	78380
Port Aransas Community Center	408 N. Alister St.	Port Aransas	TX	78373
River Hills Baptist Church	16318 FM 624	Robstown	TX	78380
Smith Elementary	6902 Williams Dr.	Corpus Christi	TX	78412
Texas A&M Univeristy Corpus Christi	6300 Ocean Dr.	Corpus Christi	TX	78412
T.G. Allen Elementary	1414 18 th Street			
Schanen Estates	5717 Killarmet Dr..	Corpus Christi	TX	78413
Tuloso-Midway AG Complex	10601 Haven Drive	Corpus Christi	TX	78409
The Valencia	6110 Ayers St.	Corpus Christi	TX	78415
Veterans Memorial High School	3750 Cimarron Blvd.	Corpus Christi	TX	78414
West Oso Junior High	5202 Bear Lane	Corpus Christi	TX	78405
Windsor Park Middle School	4525 S Alameda St.	Corpus Christi	TX	78412
Zavala Senior Center	510 Osage St.	Corpus Christi	TX	78405

*Subject to change. To verify, please go to the Nueces County Election Administrator's website,
<https://www.nuecesco.com/county-services/county-clerk/elections-department>

*Sujeto a cambios. Para verificar, visite el sitio web de la Administradora de Elecciones del Condado de Nueces, <https://www.nuecesco.com/county-services/county-clerk/elections-department>

**EXHIBIT B/ ANEXO B
EARLY VOTING DATES AND POLLING LOCATIONS*
(FECHAS DE VOTACION ANTICIPADA Y CENTROS DE VOTACION)***

**8:00 a.m. to 5:00 p.m. Monday, October 21, 2024 through Friday, October 25, 2024
7:00 a.m. to 7:00 p.m. Saturday, October 26, 2024
12:00 p.m. to 6:00 p.m. Sunday, October 27, 2024 (Courthouse only)
7:00 a.m. to 7:00 p.m. Monday, October 28, 2024 through Friday, November 1, 2024**

**8:00 a. m. a 5:00 p. m. Del lunes 21 de octubre de 2024 al viernes 25 de octubre de 2024
De 7:00 a.m. a 7:00 p.m. Sábado 27 de octubre de 2024
12:00 a. m. a 6:00 p. m. Domingo 27 de octubre de 2024 (solamente el edificio de la corte)
De 7:00 a.m. a 7:00 p.m. Del lunes 28 de octubre de 2024 al viernes 1 de noviembre de 2024
Nueces County utilizes countywide vote centers. *District voters may vote at any of the following locations during early voting:***

El Condado de Nueces usa centros de votación de todo el condado. *Los votantes del Distrito pueden votar en cualquiera de los siguientes lugares durante la votación anticipada:*

Nueces County Courthouse	901 Leopard St.	Corpus Christi	TX	78401
Adkins Middle School	2402 Ennis Joslin Rd	Corpus Christi	TX	78414
Bishop Multipurpose Building	115 South Ash St.	Bishop	TX	78343
Calallen ISD Administration Building	4205 Wildcat Drive	Corpus Christi	TX	78410
Caroll High School-Old Campus	5301 Weber Road	Corpus Christi	TX	78415
Caroll High School-New Campus	3202 Saratoga Boulevard	Corpus Christi	TX	78415
Church Unlimited-Main Campus	7451 Bay Area Drive	Corpus Christi	TX	78415
Church Unlimited-Rodd Field Campus	3402 Rodd Field Road	Corpus Christi	TX	78414
Corpus Christi City Hall	1201 Leopard Street	Corpus Christi	TX	
Deaf and Hard of Hearing Center	5151 McArdle Rd.	Corpus Christi	TX	78411
Del Mar College-Heldenfels Administration Building	101 Baldwin Blvd.	Corpus Christi	TX	78404

Ethel Everly Senior Center	654 Graham Road	Corpus Christi	TX	78418
Grant Middle School	4350 Aaron Dr.	Corpus Christi	TX	78413
Greenwood Senior Center	4040 Greenwood Drive	Corpus Christi	TX	78416
Hilltop Community Center	11425 Leopard St.	Corpus Christi	TX	78410
Island Presbyterian Church	14030 Fortuna Bay Drive	Corpus Christi	TX	78418
Johnny Calderon Building	710 E Main St.	Robstown	TX	78380
Northwest Senior Center (West Guth Park)	9725 Up River Road	Corpus Christi	TX	78410
Port Aransas Community Center	408 North Allister Street	Port Aransas	TX	78373
Texas A&M Univeristy Corpus Christi	6300 Ocean Dr.	Corpus Christi	TX	78412
Tuloso-Midway AG Complex	10601 Haven Drive	Corpus Christi	TX	78409
The Valencia	6110 Ayers St.	Corpus Christi	TX	78415
Veterans Memorial High School	3750 Cimarron Blvd.	Corpus Christi	TX	78414
West Oso ISD Junior High	5202 Bear Lane	Corpus Christi	TX	78405

*Subject to change. To verify, please go to the Nueces County Election Administrator's website:
<https://www.nuecesco.com/county-services/county-clerk/elections-department>

*Sujeto a cambios. Para verificar, visite el sitio web del Administrador de Elecciones del Condado de Nueces:
<https://www.nuecesco.com/county-services/county-clerk/elections-department>

The address for the Early Voting Clerk of Nueces County and the address for application for ballot by mail is:
 La dirección de la Oficial de Votación Anticipada del Condado de Nueces y la dirección para la solicitud de boletas por correo es:

Kara Sands
 Nueces County Clerk
 ATTN: Elections Division
 P.O. Box 2627
 Corpus Christi, Texas 78403

Exhibit C (Anexo C)

**VOTER INFORMATION DOCUMENT [not part of the contract with voters]
(DOCUMENTO DE INFORMATIVO PARA LOS VOTANTES [no forma parte del contrato con las votantes])**

Nueces County Drainage and Conservation District No. 2 Proposition A:
(Propuesta A del Distrito No. 2 de Drenaje y Conservación del Condado de Nueces:)

<input type="checkbox"/> For (a favor) <input type="checkbox"/> Against (en contra)	The issuance of bonds in the amount of \$48,000,000 for the construction and acquisition of drainage improvements within and outside the District and the levy of taxes sufficient to pay the principal of and interest on the bonds.	La emisión de bonos por un monto de \$48,000,000 para la construcción y adquisición de mejoras de drenaje dentro y fuera del Distrito, y la imposición de impuestos suficientes para pagar el capital y los intereses de los bonos.
principal of debt obligations to be authorized (<i>capital de obligaciones de deuda que se autorizará</i>)		\$48,000,000
estimated interest for the debt obligations to be authorized presuming an interest rate of 4.46% (<i>interés estimado para las obligaciones de deuda que se autorizarán asumiendo una tasa de interés del 4.46%</i>)		\$27,344,706
estimated combined principal and interest required to pay on time and in full the debt obligations to be authorized amortized over 30 years (<i>capital e intereses consolidados estimados necesarios para pagar a tiempo y en su totalidad las obligaciones de deuda que se autorizarán amortizar durante 30 años</i>)		\$77,344,706
as of the date the election was ordered, principal of all outstanding debt obligations (<i>a partir de la fecha en que se ordenó la elección, el capital de todas las obligaciones de deuda pendientes</i>)		\$2,356,000
as of the date the election was ordered, the estimated interest on all outstanding debt obligations (<i>a partir de la fecha en que se ordenó la elección, el interés estimado de todas las obligaciones de deuda pendientes</i>)		\$0.00
estimated combined principal and interest required to pay on time and in full all outstanding debt obligations amortized over 30 years (<i>capital e intereses consolidados estimados necesarios para pagar a tiempo y en su totalidad las obligaciones de deuda pendientes amortizadas durante 30 años</i>)		\$79,700,706
as of the date the election was ordered, the ad valorem debt service tax rate per \$100 of taxable assessed valuation (<i>a partir de la fecha en que se ordenó la elección, la tasa impositiva ad valorem de servicio de la deuda por cada \$100 de valuación tasada gravable</i>)		\$0.09337
<p>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 (<i>aumento anual máximo estimado de la cantidad de impuestos sobre una residencia principal con un valor estimado de \$100,000 para saldar las obligaciones de deuda que se autorizarán, si se aprueba.</i>)</p> <p>This figure assumes application of a homestead exemption of \$100,000. (<i>Esta cifra supone la aplicación de una exención de vivienda de \$100,000.</i>)</p> <p>As noted above, this figure makes conservative assumptions about the amortization period of the debt obligations and the estimated interest rate. (<i>Como se señaló anteriormente, esta cifra hace suposiciones conservadoras sobre el período de amortización de las obligaciones de deuda y la tasa de interés estimada.</i>)</p> <p>Estimated future appraised values in the District are assumed to increase by 3% each year for the next 5 years and then remain unchanged thereafter. (<i>Se asume que los valores tasados futuros estimados en el Distrito aumentarán un 3% cada año durante los próximos 5 años y permanecerán sin cambios a partir de entonces.</i>)</p>		\$153.26