

**CERTIFICATE FOR AMENDED ORDER CALLING BOND ELECTION FOR NOVEMBER 7, 2023;
DESIGNATING POLLING LOCATION(S); PROVIDING FOR EARLY VOTING AND ELECTION
DAY VOTING; PROVIDING FOR PERFORMANCE OF ADMINISTRATIVE DUTIES AND
CONDUCT OF THE ELECTION; AND PROVIDING FOR NOTICE
AND OTHER MATTERS RELATED TO SUCH ELECTION**

STATE OF TEXAS	§
	§
COUNTY OF TRINITY	§
	§
WESTWOOD SHORES MUNICIPAL UTILITY DISTRICT	§

We, the undersigned officers of the Board of Directors (the “Board”) of Westwood Shores Municipal Utility District (the “District”), hereby certify as follows:

1. The Board convened in a regular session, open to the public, on the 21st day of August 2023, and the roll was called of the members of the Board, to-wit:

- | | | |
|-----------------|---|---------------------|
| Joan Gallagher | - | President |
| Robert Stoddard | - | Vice President |
| John Wolf | - | Secretary |
| Jim Atkinson | - | Assistant Secretary |
| Bryan Holmes | - | Treasurer/Director |

All members of the Board were present, thus constituting a quorum. Whereupon, among other business, the following was transacted at such meeting:

**AMENDED ORDER CALLING BOND ELECTION FOR NOVEMBER 7, 2023; DESIGNATING
POLLING LOCATION(S); PROVIDING FOR EARLY VOTING AND ELECTION DAY VOTING;
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was duly introduced for the consideration of the Board. It was then duly moved and seconded that such Order be adopted; and, after due discussion, such motion, carrying with it the adoption of said Order, prevailed and carried by the following vote:

AYES: <u>5</u>	NOES: <u>0</u>
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2. A true, full, and correct copy of the aforesaid Order adopted at the meeting described in the above and foregoing paragraph is attached to and follows this Certificate; such Order has been duly recorded in said Board’s minutes of such meeting; the above and foregoing paragraph is a true, full, and correct excerpt from the Board’s minutes of such meeting pertaining to the adoption of such Order; the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of the Board as indicated therein; each of the officers and members of the Board was duly and sufficiently notified officially and personally, in advance of the time, place, and purpose of such meeting and officers and members consented, in advance, to the holding of such meeting for such purpose; such meeting was open to the public, as required by law, and public notice of the time, place, and purpose of such meeting was given as required by V.T.C.A. Government Code, Chapter 551, as amended.

SIGNED AND SEALED the 21st day of August, 2023.

WESTWOOD SHORES MUNICIPAL
UTILITY DISTRICT

/s/ Joan Gallagher
President, Board of Directors

ATTEST:

/s/ John Wolf
Secretary, Board of Directors



**AMENDED ORDER CALLING BOND ELECTION FOR NOVEMBER 7, 2023;
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THE STATE OF TEXAS

COUNTY OF TRINITY

WHEREAS, in accordance with Section 49.101 of the Texas Water Code, as amended, the Texas Election Code (the “Election Code”), and other related statutes, the Board of Directors (the “Board”) of Westwood Shores Municipal Utility District (the “District”) of Trinity County, Texas (the “County”) is authorized to call an election in order to submit to the voters of the District the necessary proposition(s) regarding the issuance of general obligation bonds for water, sewer and drainage facilities and related purposes, and for refunding any outstanding general obligations bonds of the District as may be applicable from time to time; and

WHEREAS, the Board deems it advisable to call a bond election (the “Election”) for the proposition(s) hereinafter stated; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Order is being adopted 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, Government Code, as amended;

WHEREAS, the Board desires to call an election for the purpose of submitting propositions on the issuance of bonds of the District for the provision of a waterworks system, sanitary sewer system, and a drainage and storm sewer system in the maximum aggregate principal amount of \$15,000,000 and the levy of taxes in payment of such bonds; and

WHEREAS, the Board desires to call an election for the purpose of submitting propositions on the issuance of refunding any bonds or refunding bonds in the maximum aggregate principal amount of \$15,000,000 and the levy of taxes in payment of such bonds; and

WHEREAS, the Board wishes to proceed with the ordering of said election. Now, therefore,

THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF WESTWOOD SHORES MUNICIPAL UTILITY DISTRICT THAT:

Section 1: The matters and facts set out in the preamble of this order are hereby found and declared to be true and complete. The Engineering Report and estimates of costs described above are hereby approved. An election shall be held for the District between 7:00 a.m. and 7:00 p.m., on the 7th day of November, 2023 (“Election Day”). The election shall be held as a joint election pursuant to Chapter 271 of the Election Code and a joint election agreement to be entered into between the District and other political subdivisions located in the County which are holding an election on November 7, 2023. The Election is to be conducted and administered by the County. Voting for the Election during Early Voting and on Election Day shall occur on the dates and during the hours and at the designated polling place(s) as set forth in Exhibit “A”, attached hereto and 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 deemed appropriate by the County Judge and the County Clerk. The election shall be held to authorize the District to issue its bonds up to the amounts and for the purposes set out in the following Proposition(s) and to provide for payment of any such bonds as set out in such Proposition(s).

PROPOSITION A
(WATER, WASTEWATER, DRAINAGE, REUSE FACILITIES, AND REFUNDING
BONDS)

SHALL THE BOARD OF DIRECTORS OF WESTWOOD SHORES MUNICIPAL UTILITY DISTRICT BE AUTHORIZED TO ISSUE BONDS OF SAID DISTRICT IN ONE OR MORE ISSUES OR SERIES IN THE MAXIMUM AGGREGATE ORIGINAL PRINCIPAL AMOUNT OF \$15,000,000 DOLLARS, MATURING SERIALLY OR OTHERWISE OVER A PERIOD OR PERIODS NOT TO EXCEED THE MAXIMUM NUMBER OF YEARS AUTHORIZED BY LAW, AND TO BE ISSUED AND SOLD AND AT ANY PRICE OR PRICES AND TO BEAR INTEREST AT ANY RATE OR RATES AS SHALL BE DETERMINED WITHIN THE DISCRETION OF THE BOARD OF DIRECTORS OF THE DISTRICT AND AS AUTHORIZED BY THE LAWS OF THE STATE OF TEXAS AT THE TIME OF SUCH ISSUANCE, FOR THE BENEFIT OF THE DISTRICT, FOR THE PURPOSES OF PURCHASING, CONSTRUCTING, ACQUIRING, OWNING, OPERATING, MAINTAINING, REPAIRING, IMPROVING, AND EXTENDING A WATER AND SANITARY SEWER SYSTEM, A WATER SUPPLY SYSTEM, STORM SEWER FACILITIES, WATER AND WASTEWATER TREATMENT FACILITIES FOR THE DISTRICT, AND A DRAINAGE SYSTEM FOR THE DRAINAGE OF LANDS WITHIN THE DISTRICT, AND FOR PAYMENT OF FEES OR CHARGES TO ANY REGIONAL WATER AUTHORITY OR SIMILAR ENTITY FOR CHARGES OR CONTRIBUTIONS LAWFULLY LEVIED ON THE DISTRICT, , AND TO ISSUE THE EQUIVALENT \$15,000,000 IN BONDS FOR THE PURPOSE OF REFUNDING ANY OUTSTANDING BONDS OF THE DISTRICT BY ANY MEANS NOW OR HEREAFTER AUTHORIZED BY LAW, AND TO PROVIDE FOR THE PAYMENT OF PRINCIPAL OF AND INTEREST ON SUCH BONDS AND ANY BOND ANTICIPATION NOTES BY THE LEVY AND COLLECTION OF A SUFFICIENT AD VALOREM TAX UPON ALL TAXABLE PROPERTY WITHIN THE DISTRICT, ALL AS AUTHORIZED BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS

PROPOSICIÓN A
(INSTALACIONES DE AGUA, AGUAS RESIDUALES, DRENAJE, REUTILIZACIÓN Y
BONOS DE REEMBOLSO)

¿SE DEBERÁ AUTORIZAR A LA JUNTA DIRECTIVA DEL DISTRITO DE SERVICIOS PÚBLICOS MUNICIPALES DE WESTWOOD SHORES A EMITIR BONOS DE DICHO DISTRITO EN UNA O MÁS EMISIONES O SERIES EN LA CANTIDAD ORIGINAL MÁXIMA TOTAL DE CAPITAL DE \$15,000,000 DE DÓLARES, CON VENCIMIENTO EN SERIE O DE OTRA MANERA A LO LARGO DE UN PERIODO O PERIODOS QUE NO EXCEDA EL NÚMERO MÁXIMO DE AÑOS AUTORIZADO POR LEY, Y A SER EMITIDOS Y VENDIDOS Y A ALGÚN PRECIO O PRECIOS Y DEVENGAR INTERÉS A ALGUNA TASA O TASAS COMO LO DETERMINARÁ A SU CRITERIO LA JUNTA DIRECTIVA DEL DISTRITO Y SEGÚN LO AUTORIZADO POR LAS LEYES DEL ESTADO DE TEXAS EN EL MOMENTO DE DICHA EMISIÓN, PARA BENEFICIO DEL DISTRITO, PARA LOS PROPÓSITOS DE COMPRAR, CONSTRUIR, ADQUIRIR, TENER PROPIEDAD, OPERAR, MANTENER, REPARAR, MEJORAR Y AMPLIAR UN SISTEMA DE AGUA Y DE ALCANTARILLADO SANITARIO, UN SISTEMA DE SUMINISTRO DE AGUA, INSTALACIONES DE ALCANTARILLADO DE AGUA DE TORMENTA, INSTALACIONES DE TRATAMIENTO DE AGUA Y AGUAS RESIDUALES PARA EL DISTRITO, Y UN SISTEMA DE DRENAJE PARA EL DRENAJE DE TERRENOS DENTRO DEL DISTRITO, Y PARA EL PAGO DE TARIFAS O CARGOS A CUALQUIER AUTORIDAD REGIONAL DE AGUA O ENTIDAD SIMILAR PARA CARGOS O CONTRIBUCIONES GRAVADOS LEGALMENTE SOBRE EL DISTRITO, Y PARA EMITIR EL EQUIVALENTE A \$15,000,000 EN BONOS PARA EL PROPÓSITO DE REEMBOLSAR CUALQUIERA DE LOS BONOS PENDIENTES DEL DISTRITO POR ALGÚN MEDIO AUTORIZADO AHORA O MÁS ADELANTE POR LEY, Y PARA DISPONER PARA EL PAGO DE CAPITAL E INTERÉS DE DICHS BONOS Y CUALQUIER PAGARÉ EN ANTICIPO DE BONOS MEDIANTE LA IMPOSICIÓN Y RECAUDACIÓN DE UN IMPUESTO AD VALOREM SUFICIENTE SOBRE TODA PROPIEDAD GRAVABLE DENTRO DEL DISTRITO, TODO SEGÚN LO AUTORIZADO POR LA CONSTITUCIÓN Y LAS LEYES DEL ESTADO DE TEXAS?

8. The following Proposition(s) will appear on the ballots used in the election:

OFFICIAL BALLOT

PROPOSITION A

FOR	_____)	THE ISSUANCE OF BONDS IN THE MAXIMUM AMOUNT OF \$15,000,000 FOR WATER, WASTEWATER, DRAINAGE, AND REUSE FACILITIES, THE EQUIVALENT \$15,000,000 FOR REFUNDING ANY OUTSTANDING BONDS, AND THE LEVY OF AD VALOREM TAXES WITHOUT LIMIT AS TO THE RATE OR AMOUNT, IN
AGAINST	_____)	

PAYMENT OF PRINCIPAL AND INTEREST ON SAID BONDS

BOLETA OFICIAL DE VOTACIÓN

PROPOSICIÓN A

A FAVOR	_____)	LA EMISIÓN DE BONOS POR LA CANTIDAD MÁXIMA DE \$15,000,000 PARA INSTALACIONES DE AGUA, AGUAS RESIDUALES, DRENAJE Y REUTILIZACIÓN, EL EQUIVALENTE A \$15,000,000 PARA REEMBOLSAR CUALQUIERA DE LOS
EN CONTRA	_____)	BONOS PENDIENTES, Y LA IMPOSICIÓN DE IMPUESTOS AD VALOREM SIN LÍMITE EN CUANTO A TASA O CANTIDAD PARA PAGAR CAPITAL E INTERÉS DE DICHS BONOS

Section 2: Unless otherwise directed by the District, the Presiding Judge shall appoint not less than two nor more than five resident qualified electors of the County to act as clerks to properly conduct the election. However, if the Presiding Judge appointed actually serves, the Alternate Presiding Judge shall serve as one of the clerks. The appointment of such clerks must include a person fluent in the Spanish language to serve as a clerk to render oral aid in the Spanish language to any voter desiring such aid at the polls on the Election Day. In the absence of the Presiding Judge, the Alternate Presiding Judge shall perform the duties of the Presiding Judge.

Section 3: Early voting shall be administered by the County. Early voting by personal appearance shall begin on October 23, 2023, and conclude on November 3, 2023, and will be conducted at the Early Voting locations at the times specified in Exhibit "A" attached hereto. The Early Voting polling places shall remain open during such hours for Early Voting by personal appearance for any registered voter of the District at such polling place(s). Priscilla Rasbeary, the Trinity County Elections Administrator, is hereby appointed the Early Voting Clerk. The Early Voting Clerk's mailing address to which applications for ballots by mail may be sent, for voters residing in the District, is as follows: Priscilla Rasbeary, Elections Administrator, PO Box 158, Groveton, Texas 75845, Email: priscilla.rasbeary@co.trinity.tx.us, Fax: 936-642-0155. Exhibit "A" shall be modified to include additional or different early voting polling places as may be deemed appropriate by the County Judge and the County Clerk.

Section 4: The appointment of the Presiding Election Judges, Alternate Judges, Early Voting Clerks, the Presiding Judge of the early ballot board and other election officials for the Election shall be made by the Elections Administrator, in accordance with the Election Code. The Elections Administrator may employ other personnel necessary for the proper administration of the Election, including such part-time help as is 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 station. The Presiding Election Judge shall appoint not less than two nor more than eighteen resident qualified electors to serve as members of the Early Voting Ballot Boards.

Section 5: Applications for voting by mail for all residents of the District shall be addressed to: Priscilla Rasbeary, Elections Administrator, PO Box 158, Groveton, Texas 75845, Email: priscilla.rasbeary@co.trinity.tx.us, Fax: 936-642-0155 and must be received (not postmarked) by October 27, 2023, not later than the close of regular business or 12 noon, whichever is later. If application to vote by mail is made by personal delivery, the application must be delivered by 12 noon or the close of business, whichever is later, on October 27, 2023, to Priscilla Rasbeary. If an Application for Ballot by Mail is submitted by email or fax or if a Federal Post Card Application is submitted by fax, to be effective, the original application must also be physically submitted and be received not later than the fourth business day after it is received by email or fax.

Section 6: All qualified electors of and residing in the District shall be entitled to vote at the Election.

Section 7: The official ballots for the Election shall be prepared in accordance with the Election Code so as to permit the electors to vote "FOR" or "AGAINST" the aforesaid PROPOSITION(s) with the ballots to contain such provisions, markings and language as required by law, and with such PROPOSITION(s) to be expressed substantially as follows:

OFFICIAL BALLOT

PROPOSITION A

FOR	_____)	THE ISSUANCE OF BONDS IN THE MAXIMUM AMOUNT OF \$15,000,000 FOR WATER, WASTEWATER, DRAINAGE, AND REUSE FACILITIES, THE EQUIVALENT \$15,000,000 FOR REFUNDING ANY OUTSTANDING BONDS, AND
AGAINST	_____)	THE LEVY OF AD VALOREM TAXES WITHOUT LIMIT AS TO THE RATE OR AMOUNT, IN PAYMENT OF PRINCIPAL AND INTEREST ON SAID BONDS

BOLETA OFICIAL DE VOTACIÓN

PROPOSICIÓN A

A FAVOR	_____)	LA EMISIÓN DE BONOS POR LA CANTIDAD MÁXIMA DE \$15,000,000 PARA INSTALACIONES DE AGUA, AGUAS RESIDUALES, DRENAJE Y REUTILIZACIÓN, EL EQUIVALENTE A \$15,000,000 PARA REEMBOLSAR CUALQUIERA DE LOS
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EN CONTRA _____) BONOS PENDIENTES, Y LA IMPOSICIÓN DE
IMPUESTOS AD VALOREM SIN LÍMITE EN
CUANTO A TASA O CANTIDAD PARA PAGAR
CAPITAL E INTERÉS DE DICHOS BONOS

Section 8: In all respects, the Election shall be conducted in accordance with the Election Code. Pursuant to the federal Help America Vote Act ("HAVA") and the Election 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 Election 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 County in the Election.

Section 9: The following information is provided in accordance with the provisions of Section 3.009(b) of the Election Code:

- (a) The proposition language that will appear on the ballot, the purposes for which the bonds are to be authorized, and the principal amount of the bonds to be authorized, are set forth in this Order.
- (b) If the bonds are authorized, taxes sufficient to pay the annual principal of and interest on the bonds may be imposed, without limit as to rate or amount.
- (c) Based upon the bond market conditions at the date of adoption of this Order, the maximum interest rate for the bonds or any series of the bonds is estimated to be 4.39% as calculated in accordance with applicable law. Such estimate is based on current bond market conditions. The estimated maximum rate is provided for informational purposes only accordance with Section 3.009(b)(5) of the Texas Election Code and could be affected by material changes in assumptions used, including future economic and legal changes that are beyond the control of the District. The estimated maximum interest rate provided herein is not a limitation on the interest rate at which the District may request approval of the Texas Commission on Environmental Quality ("TCEQ") or any successor agency to issue the bonds, or any series thereof, or the interest rate at which the bonds or any series thereof, may be sold. Such estimate does not create a contract with the voters, does not supersede or amend the proposition(s) to be presented, and is not part of the proposition(s) to be voted on.
- (d) The bonds may be issued to mature over a specified number of years not to exceed the maximum number of years authorized by law.
- (e) The aggregate amount of the outstanding principal of the District's debt obligations as of the date of this Order is \$4,470,000 and the aggregate amount

of the outstanding interest on debt obligations of the District as of the date of this Order is \$547,924.

- (f) The ad valorem debt service tax rate for the District at the time the election is ordered, expressed as an amount per \$100 valuation of taxable property, is \$0.6602 per \$100 of taxable assessed valuation.

Section 10: The provisions of this Order are severable; and in case any one or more of the provisions of this Order or the application thereof to any person or circumstance should be held to be invalid, unconstitutional, or ineffective as to any person or circumstance, the remainder of this Order nevertheless shall be valid, and the application of any such invalid provision to persons or circumstances other than those as to which it is held invalid shall not be affected thereby.

Section 11: The Board of Directors may cancel the election if allowed in accordance with the Texas Election Code.

Section 12: The Trinity County Elections Administrator shall serve as the custodian of voted ballots and all other election records. The Trinity County Elections Administrator shall conduct an unofficial tabulation of results after the closing of the polls on November 7, 2023. The official canvass and tabulation of results of the Election shall be conducted in accordance with the Election Code.

Section 13: The President or Vice President and Secretary or Assistant Secretary of the Board of Directors are hereby authorized and directed to take any action necessary to carry out the provisions of this order.

Section 14: In the event that the election results favorably for the propositions submitted, the Board shall thereafter be authorized to issue \$15,000,000 in bonds and \$15,000,000 in refunding bonds of the District for the provision of waterworks, sanitary sewer, and drainage and storm sewer facilities for the District, payable from taxes, on the terms and conditions described the Propositions voted in the election.

APPROVED AND ADOPTED the 21st day of August, 2023.

WESTWOOD SHORES MUNICIPAL
UTILITY DISTRICT

/s/ Joan Gallagher
President, Board of Directors

ATTEST:

/s/ John Wolf
Secretary, Board of Directors



Exhibit A

Anexo A

Early Voting by personal appearance will be conducted each weekday from 8:00 a.m. to 5:00 p.m.
La votación adelantada en persona se llevará a cabo de lunes a viernes en el horario de 8:00 a.m. a 5:00 p.m.

Election day voting will be conducted between 7:00 a.m. and 7:00 p.m. on November 7, 2023.

La votación del día de elección se llevará a cabo en el horario de 7:00 a.m. a 7:00 p.m. el 7 de noviembre de 2023.

Early Voting by personal appearance and Election Day Voting will be conducted at the following location:

La votación adelantada en persona y la votación del día de elección se llevará a cabo en el siguiente lugar:

Address:

Dirección:

Westwood Shores Municipal Utility District
El Distrito de Servicios Públicos Municipales de Westwood Shores
75 Cottonwood Road
Trinity, Texas 75862