

**ORDER CALLING A SPECIAL ELECTION FOR MARFA INDEPENDENT SCHOOL
DISTRICT AND NOTICE OF ELECTION**

THE STATE OF TEXAS
COUNTY OF PRESIDIO
MARFA INDEPENDENT SCHOOL DISTRICT

WHEREAS, the Board of Trustees (the "Board") of the Marfa Independent School District (the "District") deems it advisable to call the bond election hereinafter ordered (the "Election"); and

WHEREAS, the Election is subject to the provisions of Section 45.003, Texas Education Code; and

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

THEREFORE, BE IT ORDERED BY THE BOARD OF TRUSTEES OF THE MARFA INDEPENDENT SCHOOL DISTRICT:

Section 1. Findings. The statements contained in the preamble of this Order are true and correct and adopted as findings of fact and operative provisions hereof.

Section 2. Election Ordered; Polling Places. The Election shall be held in the District between the hours of 7:00 a.m. and 7:00 p.m. on November 8, 2022 ("Election Day"). The Election is to be conducted and administered by the District in accordance with the Texas Election Code (the "Code"). Voting for the Election on Election Day and Early Voting shall occur on the dates and during the hours and at the designated polling places as set forth in Exhibit A attached hereto, which exhibit is hereby made a part hereof for all intents and purposes. Exhibit A shall be modified to include additional or different Election Day polling places required to conform to the Code.

Section 3. Early Voting. Early voting shall be administered by the District as set forth in the Code. Early voting by personal appearance shall begin on October 24, 2022 and conclude on November 4, 2022, and will be conducted at the Early Voting locations on the dates and 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 voting place. Exhibit A shall be modified to include additional or different early voting polling places required to conform to the Code.

Section 4. Election Officials. 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 Griselda Hinojos ("Early Voting Clerk").

Section 5. Voting by Mail. Applications for voting by mail for all residents of the District shall be submitted by personal delivery or shall be mailed to the address below prior to the deadline prescribed by law:

Applications for voting by mail for all residents of the District shall be sent as follows:

Postal Mail, Commercial Griselda Hinojos
 Carrier or Personal Early Voting Clerk
 Delivery: 400 W. Lincoln St
 Marfa, Texas 79843
 Email gghinojos@marfaisd.com
 Fax 432.729.4310

Section 6. Early Voting Ballots. An Early Voting Ballot Board shall be created to process early voting results of the Election and the Presiding Judge of the Early Voting Ballot Board shall be designated by the Early Voting Clerk. The Presiding Judge of the Early Voting Ballot Board shall appoint two or more additional members to constitute the Early Voting Ballot Board members and, if needed, the Signature Verification Committee members required to efficiently process the early voting ballots.

Section 7. Qualified Voters. All qualified electors of and residing in the District, shall be entitled to vote at the election.

Section 8. Propositions. At the Election the following PROPOSITIONS shall be submitted in accordance with law:

MARFA INDEPENDENT SCHOOL DISTRICT SPECIAL ELECTION
 MARFA INDEPENDENT SCHOOL DISTRICT PROPOSITION A

Shall the Board of Trustees of the Marfa Independent School District be authorized to issue the bonds of the District, in one or more series, in the aggregate principal amount of \$57,000,000 for the purpose of acquiring, constructing, renovating and equipping school facilities, the purchase of necessary sites for school facilities, and the purchase of school buses and vehicles, with the bonds to mature, bear interest, and be issued and sold in accordance with law 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 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?

Section 9. Ballots. 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:

MARFA INDEPENDENT SCHOOL DISTRICT SPECIAL ELECTION
 MARFA INDEPENDENT SCHOOL DISTRICT PROPOSITION A

FOR	_____)) THE ISSUANCE OF \$57,000,000 OF BONDS BY THE MARFA
	_____)) INDEPENDENT SCHOOL DISTRICT FOR SCHOOL FACILITIES AND
AGAINST	_____)) THE PURCHASE OF LAND, BUSES AND VEHICLES AND LEVYING
	_____)) THE TAX IN PAYMENT THEREOF. THIS IS A PROPERTY TAX
	_____)) INCREASE.

Section 10. Compliance with Federal Law. In all respects, the Election shall be conducted in accordance with the Code. 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. The District hereby finds that the voting system to be used by the District 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 District in its elections.

Section 11. Debt Obligations. The following information is provided in accordance with the provisions of Section 3.009(b), Texas Election Code.

(a) The proposition language that will appear on the ballot is set forth in Section 9 hereof.

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

(c) The principal amount of the debt obligations to be authorized is \$57,000,000.

(d) If the bonds are approved by the voters, the Board of Trustees will be authorized to levy 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 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 4.50%. Such estimate takes into account a number of factors, including the issuance schedule, maturity schedule and the expected bond ratings of the proposed bonds and notes. 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 notes, or any series thereof, may be sold.

(f) 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 from the date of issuance of each series of bonds.

(g) The aggregate amount of the outstanding principal of the District's debt obligations as of the date of this Order is \$4,405,000.

(h) The aggregate amount of the outstanding interest of the District's debt obligations as of the date of this Order is \$1,154,350.

(i) The ad valorem debt service tax rate for the District as of the date of this Order is \$0.14 per \$100 of taxable assessed valuation.

(j) The website for the District (as the authority conducting the election) is <https://www.tenahaisd.com/>.

EXHIBIT A

POLLING LOCATIONS, DATES AND HOURS

[Attached hereto]

Notice of General Election

(Aviso De Eleccion General)

(As Prescribed by Secretary of State Sections 4.004, 83.010, 85.007, Texas Elections Code)

To the registered voters of the County of Presidio, Texas:

(A los votantes registrados del Condado de Presidio, Texas)

Notice is hereby given that the polling places listed below will open from **7:00 a.m. to 7:00 p.m. , November 8, 2022**, for voting in a general election to elect presidential electors, Members of Congress, Members of the Legislature, and state, district, county and precinct officers.

(Notifiquese por la presente, que las casillas electorales citadas abajo se abriran desde las 7:00 a.m. hasta las 7:00 p.m. el 8 de Noviembre de 2022 para votar en la Eleccion General para elegir electores presidenciales, Membros del Congreso, Miembros de la Legislatura, y oficiales del estado, distrito, condado y del precincto.

On Election Day, voters must vote in their precinct where registered to vote.

(El dia de Eleccion, los votantes deberian votar en su precinto donde estan inscritos para votar.)

Location of Election Day Polling Places

(Name of Building and Address)

Ubicacion de las casillas electorales el Dia de Eleccion

(Nombre del Edificio y Direccion)

Precinct Numbers

(Numero de precinto)

Marfa Visitor Center, 302 S. Highland Ave
Marfa, Texas 79843

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For early voting, a voter may vote at any of the locations listed below:

Para Votacion Adelantada, los votantes podrian votar en cualquiera de las ubicaciones nombradas abajo.)

Locations for Early Voting Polling Places

Days and Hours of Operation

Name of Building and Address

(Ubicacion de las cassillas electorales de Votacion adelantada, nombre de Edificio y Direccion)

Marfa PCT 1-7 USO Building 302 South
Highland Ave Marfa, Texas 79843

10/24/ 2022 – 10/28/2022 8am – 5pm
10/31/2022 -- 11/04/2022 8am --5pm

**ORDEN QUE CONVOCA UNA ELECCIÓN ESPECIAL PARA EL DISTRITO ESCOLAR
INDEPENDIENTE DE MARFA Y AVISO DE ELECCIÓN**

EL ESTADO DE TEXAS
CONDADO DE PRESIDIO
DISTRITO ESCOLAR INDEPENDIENTE DE MARFA

VISTO que la Junta de Regentes (la “Junta”) del Distrito Escolar Independiente de Marfa (el “Distrito”) considera aconsejable convocar la elección de bonos que se ordena a continuación (la “Elección”); y

VISTO que la Elección está sujeta a las disposiciones de la Sección 45.003 del Código de Educación de Texas; y

VISTO que por este medio se determina y declara oficialmente que la sesión en la cual esta Orden fue aprobada estaba abierta al público, y que se dio aviso público acerca del horario, el lugar y el propósito de la sesión, todo como se requiere en el Capítulo 551 del Código de Gobierno de Texas.

POR LO TANTO, LA JUNTA DE REGENTES DEL DISTRITO ESCOLAR INDEPENDIENTE DE MARFA ORDENA:

Sección 1. Determinaciones. Las declaraciones contenidas en el preámbulo de esta Orden son fidedignas y correctas y se adoptaron como determinaciones de hechos y disposiciones operativas en este caso.

Sección 2. Elección ordenada; sitios de votación. La Elección se celebrará en el Distrito entre las 7:00 a.m. y las 7:00 p.m. del 8 de noviembre de 2022 (“Día de las Elecciones”). El Distrito llevará a cabo y administrará la Elección de conformidad con el Código Electoral de Texas (el “Código”). La votación para la Elección el Día de las Elecciones y la Votación Adelantada tendrán lugar en las fechas, durante los horarios y en los sitios de votación designados como se establece en el Anexo A adjunto, el cual de esta manera forma parte del presente para todos los propósitos y fines. El Anexo A deberá modificarse para incluir sitios de votación adicionales o diferentes para el Día de las Elecciones requeridos para cumplir el Código.

Sección 3. Votación Adelantada. La votación adelantada será administrada por el Distrito como se establece en el Código. La votación adelantada en persona comenzará el 24 de octubre de 2022 y concluirá el 4 de noviembre de 2022, y se llevará a cabo en los sitios de Votación Adelantada en las fechas y los horarios especificados en el Anexo A adjunto. Los sitios de votación para la votación adelantada deberán permanecer abiertos durante dichos horarios para la votación adelantada en persona de todo votante del Distrito registrado en dicho sitio de votación. El Anexo A deberá modificarse para incluir sitios de votación adicionales o diferentes para la votación adelantada requeridos para cumplir el Código.

Sección 4. Funcionarios electorales. La designación de los Jueces Presidentes de la Elección, los Jueces Suplentes, los Secretarios de Votación Adelantada, el Juez Presidente de la junta de votación adelantada y otros funcionarios electorales para la Elección deberá hacerla Griselda Hinojos (“Secretaria de Votación Adelantada”).

Sección 5. Votación por correo. Las solicitudes para votar por correo para todos los residentes del Distrito deberán entregarse personalmente o enviarse por correo a la dirección citada a continuación no después de la fecha límite dispuesta por la ley:

Las solicitudes para votar por correo para todos los residentes del Distrito deberán enviarse así:

Correo postal, transportista comercial o entrega personal:	Griselda Hinojos Early Voting Clerk 400 W. Lincoln St Marfa, Texas 79843
Correo electrónico	gghinojos@marfaisd.com
Fax	432.729.4310

Sección 6. Boletas de votación adelantada. Se creará una Junta de Boletas de Votación Adelantada para procesar los resultados de la votación adelantada de la Elección y el Juez Presidente de la Junta de Boletas de Votación Adelantada deberá ser designado por el Secretario de Votación Adelantada. El Juez Presidente de la Junta de Boletas de Votación Adelantada deberá designar dos o más miembros adicionales para constituir la membresía de la Junta de Boletas de Votación Adelantada y, de ser necesario, los miembros del Comité de Verificación de Firmas requeridos para procesar de manera eficiente las boletas de la votación adelantada.

Sección 7. Votantes habilitados. Todos los electores habilitados que residen en el Distrito tendrán derecho a votar en la elección.

Sección 8. Proposiciones. En la Elección se someterán las siguientes PROPOSICIONES de acuerdo con la ley:

ELECCIÓN ESPECIAL DEL DISTRITO ESCOLAR INDEPENDIENTE DE MARFA
PROPOSICIÓN A DEL DISTRITO ESCOLAR INDEPENDIENTE DE MARFA

¿Se autorizará a la Junta de Regentes del Distrito Escolar Independiente de Marfa a emitir bonos del Distrito, en una o más series, por un importe total de capital de \$57,000,000 para la adquisición, la construcción, la renovación y el equipamiento de instalaciones escolares y para la compra de los lugares necesarios para las instalaciones escolares y de buses y vehículos escolares, y dichos bonos vencerán, devengarán interés y se emitirán y venderán de acuerdo con la ley vigente al momento de la emisión; y se autorizará a la Junta de Regentes a imponer y preñar, y a hacer que se evalúen y recauden, impuestos ad valorem anuales sobre todas las propiedades gravables en el Distrito, sin límites en cuanto a la tasa o el importe, suficientes para pagar el capital y el interés sobre los bonos y el costo de todo arreglo crediticio ejecutado en relación con los bonos?

Sección 9. Boletas. Las boletas oficiales para la Elección se prepararán de acuerdo con el Código Electoral de Texas a fin de permitir que los electores voten "A FAVOR" o "EN CONTRA" de las PROPOSICIONES anteriormente mencionadas, y las boletas contendrán dichas disposiciones, marcas y lenguaje exigidos por la ley, y dichas PROPOSICIONES deberán expresarse sustancialmente como sigue:

(i) La tasa de impuesto ad valorem para servicio de deuda del Distrito a la fecha de esta Orden es de \$0.14 por \$100 de valoración catastral gravable.

(j) El sitio web del Distrito (como la autoridad que lleva a cabo la elección) es <https://www.tenahaisd.com/>.

ANEXO A

SITIOS, FECHAS Y HORARIOS DE VOTACIÓN

[Adjunto]

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Highland Ave Marfa, Texas 79843

10/24/ 2022 – 10/28/2022 8am – 5pm
10/31/2022 -- 11/04/2022 8am --5pm

Voter Information Document – Marfa Independent School District Special Election
Proposition A

The following information is prepared to comply with Section 1251.052(b) of the Texas Government Code, as amended.

Ballot Information: At the Election, the following language will appear on the ballot:

MARFA INDEPENDENT SCHOOL DISTRICT SPECIAL ELECTION
MARFA INDEPENDENT SCHOOL DISTRICT PROPOSITION A

FOR _____) THE ISSUANCE OF \$57,000,000 OF BONDS BY THE MARFA
) INDEPENDENT SCHOOL DISTRICT FOR SCHOOL FACILITIES AND
AGAINST _____) THE PURCHASE OF LAND, BUSES AND VEHICLES AND LEVYING
) THE TAX IN PAYMENT THEREOF. THIS IS A PROPERTY TAX
) INCREASE.
)

The following table sets forth the estimated principal amount of, and interest due to maturity on, the bonds to be issued if Proposition A passes, and all outstanding obligations of the District secured by and payable from ad valorem taxes.

Principal Amount of Bonds to be authorized	Estimated interest for Bonds to be authorized ⁽¹⁾	Estimated combined principal and interest required to pay on time and in full the Bonds to be authorized ⁽¹⁾	Principal of District's Existing Outstanding Debt (as of 8/16/2022)	Remaining interest on District's Existing Outstanding Debt (as of 8/16/2022)	Combined Principal and Interest to timely pay District's Outstanding Debt (as of 8/16/2022)
\$57,000,000	\$56,590,667	\$113,590,667	\$4,405,000	\$1,154,350	\$5,559,350

⁽¹⁾ The interest on the proposed bonds was estimated at a rate of 5.00% based on market conditions as of August 16, 2022, and therefore, the interest payable on the proposed bonds may be less than, or more than, the amounts set forth above based on market conditions at the time of sale of the proposed bonds.

Based on the information and assumptions provided in the table above, the estimated maximum annual increase in the amount of taxes that would be imposed on a residence homestead in the District with a taxable appraised value of \$100,000 to repay the proposed bonds, if approved, is \$210. This estimate assumes annual growth of District's taxable assessed valuation at a rate of 8.00% through tax year 2023, and the District's taxable assessed valuation grows at a constant 6.00% thereafter, and assumes the that the proposed bonds will be issued in an amortization that will produce relatively consistent levels of debt service in each year.

