

**HORIZON REGIONAL MUNICIPAL UTILITY DISTRICT
NOTICE OF ELECTION FOR DESIGNATION OF DEFINED AREA, AND CALLING
CONFIRMATION, BOND AND MAINTENANCE TAX ELECTION (NW ¼ OF
SECTION 20 (SUMMER SKY NORTH))**

Notice is hereby given that **HORIZON REGIONAL MUNICIPAL UTILITY DISTRICT** of El Paso, Texas (the "District"), will hold an election within and for the Defined Area on Saturday, May 7, 2022, between the hours of 7:00 a.m. and 7:00 p.m., pursuant to an Order of the Board of Directors of said District passed on January 20, 2022. Said Order is on file in the District's office located at 14100 Horizon Boulevard, Horizon City, Texas, where any interested person may refer to it for all purposes.

- (1) The Election will be held between 7:00 a.m. and 7:00 p.m. on Saturday, May 7, 2022, at 1200 Zapata Street, El Paso County, Texas 79928, which is a public place, and shall conform to all the requirements of Chapters 49 and 54, Texas Water Code, and all of the requirements of the Texas Election Code, so far as applicable.
- (2) Only duly qualified resident electors of the Defined Area may vote at the Election.
- (3) The propositions to be voted on in the Election are as follows:

PROPOSITION A

SHALL THE DEFINED AREA (SUMMER SKY NORTH) BE
DESIGNATED?

**PROPOSITION B
(WATERWORKS, SANITARY SEWER, AND DRAINAGE AND
STORM SEWER FACILITIES BONDS)**

SHALL THE BOARD OF DIRECTORS OF HORIZON REGIONAL
MUNICIPAL UTILITY DISTRICT ("DISTRICT") BE AUTHORIZED
TO ISSUE BONDS OF SAID DISTRICT IN ONE OR MORE ISSUES
OR SERIES IN THE MAXIMUM AMOUNT OF FOUR MILLION,
TWO HUNDRED THOUSAND AND 00/100 DOLLARS (\$4,200,000)
MATURING SERIALLY OR OTHERWISE IN SUCH
INSTALLMENTS AS ARE FIXED BY SAID BOARD OVER A
PERIOD OR PERIODS NOT EXCEEDING FORTY (40) YEARS
FROM THEIR DATE OR DATES, BEARING INTEREST AT ANY
RATE OR RATES AND TO SELL SAID BONDS AT ANY PRICE OR
PRICES, PROVIDED THAT THE NET EFFECTIVE INTEREST RATE
ON ANY ISSUE OR SERIES OF SAID BONDS SHALL NOT EXCEED
THE MAXIMUM LEGAL LIMIT IN EFFECT AT THE TIME OF
ISSUANCE OF EACH ISSUE OR SERIES OF BONDS, ALL AS MAY
BE DETERMINED BY THE BOARD OF DIRECTORS OF SAID
DISTRICT, FOR THE PURPOSE OR PURPOSES OF PURCHASING,

CONSTRUCTING, ACQUIRING, OWNING, MAINTAINING, OPERATING, REPAIRING, IMPROVING, EXTENDING, OR PAYING FOR, INSIDE AND OUTSIDE THE DISTRICT'S BOUNDARIES, ANY AND ALL DISTRICT WORKS, IMPROVEMENTS, FACILITIES, PLANTS, EQUIPMENT, AND APPLIANCES NEEDED TO PROVIDE A WATERWORKS SYSTEM, SANITARY SEWER SYSTEM, AND DRAINAGE AND STORM SEWER SYSTEM, INCLUDING, BUT NOT LIMITED TO, ALL COSTS ASSOCIATED WITH FLOOD PLAIN AND WETLANDS REGULATION (INCLUDING MITIGATION) AND ENDANGERED SPECIES AND STORMWATER PERMITS (INCLUDING MITIGATION) AND ALL ADDITIONS TO SUCH SYSTEMS AND ALL WORKS, IMPROVEMENTS, FACILITIES, PLANTS, EQUIPMENT, APPLIANCES, INTERESTS IN PROPERTY, AND CONTRACT RIGHTS NECESSARY OR CONVENIENT THEREFOR AND ADMINISTRATIVE FACILITIES NEEDED IN CONNECTION THEREWITH, TO SERVE SAID SUMMER SKY NORTH DEFINED AREA, AND TO PROVIDE FOR THE PAYMENT OF PRINCIPAL OF AND INTEREST ON SUCH BONDS BY THE LEVY AND COLLECTION OF A SUFFICIENT TAX UPON ALL TAXABLE PROPERTY WITHIN THE SUMMER SKY NORTH DEFINED AREA, ALL AS AUTHORIZED BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS?

PROPOSITION C
(WATERWORKS, SANITARY SEWER, AND DRAINAGE AND
STORM SEWER FACILITIES REFUNDING BONDS)

SHALL THE BOARD OF DIRECTORS OF HORIZON REGIONAL MUNICIPAL DISTRICT (THE "DISTRICT") BE AUTHORIZED TO ISSUE THE BONDS OF SAID DISTRICT IN ONE OR MORE ISSUES OR SERIES IN THE MAXIMUM AGGREGATE ORIGINAL PRINCIPAL AMOUNT OF FOUR MILLION, TWO HUNDRED THOUSAND AND 00/100 DOLLARS (\$4,200,000) MATURING SERIALLY OR OTHERWISE IN SUCH INSTALLMENTS AS ARE FIXED BY SAID BOARD OVER A PERIOD OR PERIODS NOT EXCEEDING FORTY (40) YEARS FROM THEIR DATE OR DATES, BEARING INTEREST AT ANY RATE OR RATES AND TO SELL SAID BONDS AT ANY PRICE OR PRICES, PROVIDED THAT THE NET EFFECTIVE INTEREST RATE ON ANY ISSUE OR SERIES OF SAID BONDS SHALL NOT EXCEED THE MAXIMUM LEGAL LIMIT IN EFFECT AT THE TIME OF ISSUANCE OF EACH ISSUE OR SERIES OF SAID BONDS, ALL AS MAY BE DETERMINED BY THE BOARD OF DIRECTORS OF SAID DISTRICT, FOR THE PURPOSE OF REFUNDING BY ANY MEANS NOW OR HEREAFTER AUTHORIZED BY LAW, ALL OR ANY PORTION OF THE BONDS SOLD [FOR THE PURPOSE OR PURPOSES OF PURCHASING, CONSTRUCTING, ACQUIRING, OWNING,

MAINTAINING, OPERATING, REPAIRING, IMPROVING, EXTENDING, OR PAYING FOR, INSIDE AND OUTSIDE THE DISTRICTS BOUNDARIES, ANY AND ALL DISTRICT WORKS, IMPROVEMENTS, FACILITIES, PLANTS, EQUIPMENT, AND APPLIANCES NEEDED TO PROVIDE A WATERWORKS SYSTEM, SANITARY SEWER SYSTEM, AND DRAINAGE AND STORM SEWER SYSTEM, INCLUDING, BUT NOT LIMITED TO, ALL COSTS ASSOCIATED WITH FLOOD PLAIN AND WETLANDS REGULATION (INCLUDING MITIGATION) AND ENDANGERED SPECIES AND STORMWATER PERMITS (INCLUDING MITIGATION) AND ALL ADDITIONS TO SUCH SYSTEMS AND ALL WORKS, IMPROVEMENTS, FACILITIES, PLANTS, EQUIPMENT, APPLIANCES, INTERESTS IN PROPERTY, AND CONTRACT RIGHTS NECESSARY OR CONVENIENT THEREFOR AND ADMINISTRATIVE FACILITIES NEEDED IN CONNECTION THEREWITH, TO SERVE SAID SUMMER SKY NORTH DEFINED AREA, HERETOFORE OR HEREAFTER ISSUED BY THE DISTRICT, AND TO PROVIDE FOR THE PAYMENT OF PRINCIPAL OF AND INTEREST ON SUCH REFUNDING BONDS BY THE LEVY AND COLLECTION OF A SUFFICIENT TAX UPON ALL TAXABLE PROPERTY WITHIN SUMMER SKY NORTH DEFINED AREA, ALL AS AUTHORIZED BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, SUCH AUTHORIZATION BEING IN ADDITION TO ANY OTHER REFUNDING AUTHORIZATION ALLOWED BY THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS?

PROPOSITION D

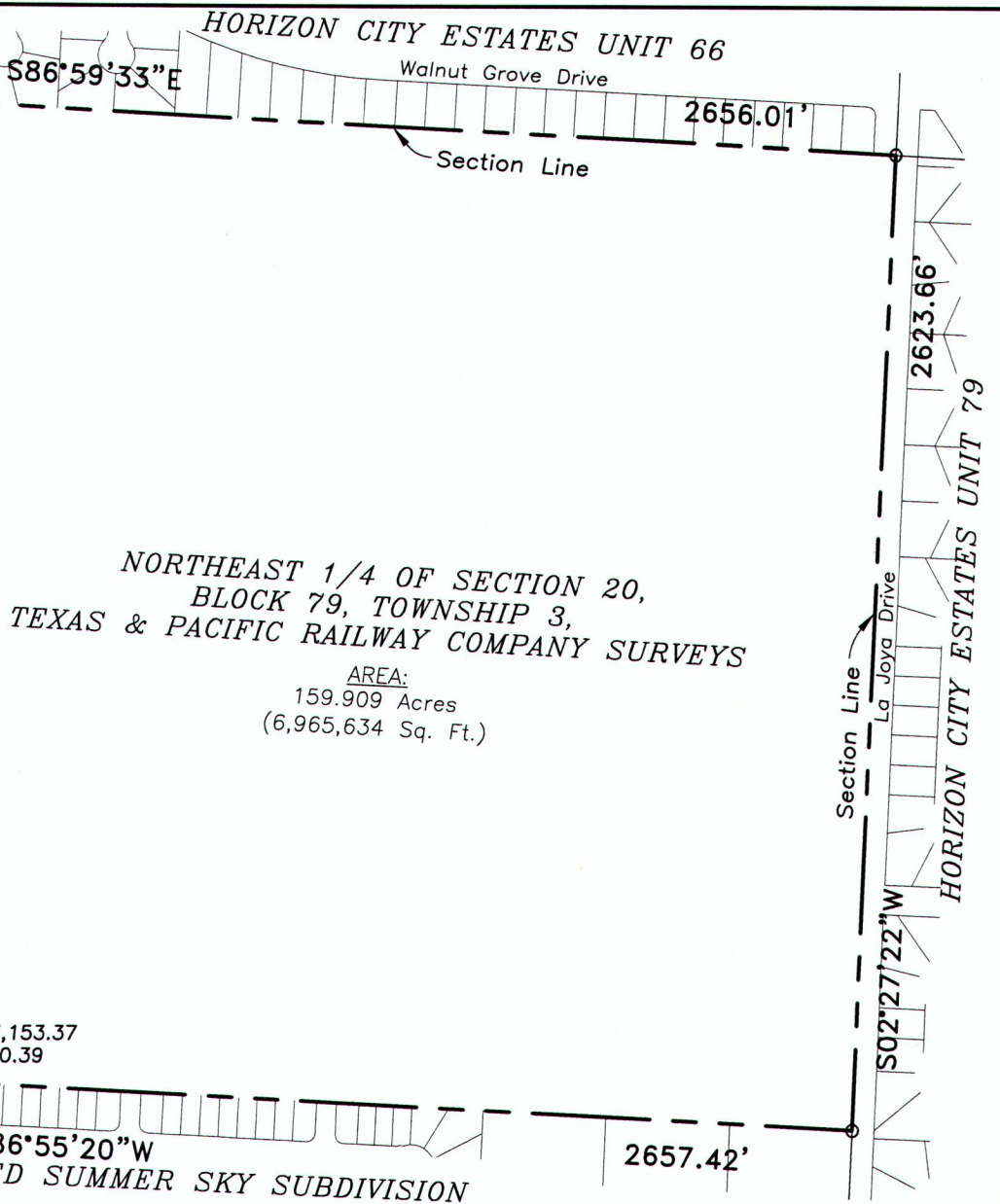
SHALL THE BOARD OF DIRECTORS OF HORIZON REGIONAL MUNICIPAL UTILITY DISTRICT BE AUTHORIZED TO ASSESS, LEVY AND COLLECT AD VALOREM TAXES ON ALL TAXABLE PROPERTY WITHIN SAID SUMMER SKY NORTH DEFINED AREA FOR MAINTENANCE PURPOSES, INCLUDING FUNDS FOR PLANNING, CONSTRUCTION, ACQUIRING, MAINTAINING, REPAIRING AND OPERATING ALL NECESSARY LAND, PLANTS, WORKS, FACILITIES, IMPROVEMENTS, APPLIANCES AND EQUIPMENT OF SUCH DEFINED AREA AND FOR PAYING COSTS OF PROPER SERVICES, ENGINEERING AND LEGAL FEES, AND ORGANIZATION AND ADMINISTRATIVE EXPENSES, IN ACCORDANCE WITH THE CONSTITUTION AND LAWS OF THE STATE OF TEXAS, PARTICULARLY (BUT NOT BY THE WAY OF LIMITATION) SECTION 49.107 OF THE TEXAS WATER CODE, PROVIDED THAT IN NO YEAR SHALL SAID MAINTENANCE TAX EXCEED \$0.50000 PER \$100 VALUATION OF TAXABLE PROPERTY WITHIN SAID SUMMER SKY NORTH DEFINED AREA?

- (4) The District's Board and the District's consultants have estimated the costs for purchasing, constructing, acquiring, owning, operating, repairing, improving and extending a water and sanitary sewer system, including water plants and wastewater treatment plants and creation of parks and such report fully explaining the costs listed above is on file in the District's office and open to inspection by the public.
- (5) The Board of Directors (the "Board") of the District has designated the Defined Area as the area described in Exhibit "A" attached hereto, and has adopted the Plan for Improvement in, for and to the Defined Area, which is available for inspection at the District's office located at **1200 Zapata Street, El Paso County, Texas 79928**. The Board adopted the plan of taxation to apply to the Defined Area which shall be taxes on the ad valorem basis on all taxable property within the Defined Area to pay for and maintain improvements, facilities, or service that will primarily benefit that area, which ad valorem taxes shall be in addition to other taxes imposed by the District on the same area.
- (6) It is estimated by the Board that the probable cost of construction and incidental expenses connected with the construction, including but not limited to construction and purchase of improvements, and engineering fees and construction contingencies, is \$3,570,335. The cost of non-construction items, including but not limited to capitalized interest and operating expense, financial advisor's fees, legal fees, bond discount, printing and issuing bonds and non-construction contingencies, is estimated by the Board to be \$1,325,811.
- (7) **HEIDI MARIE LEBARON** is hereby appointed as the Presiding Judge.
- (8) Early voting in the election by personal appearance shall occur on each day from April 25, 2022 through May 3, 2022, which is not a Saturday, a Sunday, or an official state holiday. Because the District has fewer than 1,000 registered voters within the Defined Area, the early voting clerk shall keep the early voting polling place open between the hours of 8:00 a.m. and 12:00 p.m. on each day for early voting which is not a Saturday, a Sunday, or an official state holiday. The clerk for early voting shall be **HEIDI MARIE LEBARON** and the place at which early voting by personal appearance shall be conducted is, **1200 Zapata Street, El Paso County, Texas 79928**, which is within the boundaries of the Defined Area of the District. The early voting clerk's mailing address to which ballot applications and ballots to be voted by mail may be sent is **1200 Zapata Street, El Paso County, Texas 79928**. Applications for ballots by mail and voting ballots may be obtained from and sent to the Early Voting Clerk c/o Johnson Petrov LLP, 2929 Allen Parkway, Suite 3150, Houston, Texas 77019; phone: 713.489.8977; fax: 713.358.3530; e-mail: mroberts@johnsonpetrov.com. Applications for ballots by mail must be received no later than the regular close of business on Tuesday, April 26, 2022.
- (9) This Notice of Election can also be found o the Horizon Regional Municipal Utility District website at: <https://horizonregional.com/>

/s/ Mike Barton

Secretary of the Board of Directors
Horizon Regional Municipal Utility
District

EXHIBIT "A"
Defined Area Description



NOTES:

- 1.) Bearings shown hereon are grid, based on Grid North of the Texas State Plane Coordinate System in the Texas Central Zone No. 4203. (NAD83)
- 2.) Combined Grid Factor = 0.9997722248.
- 3.) Distances are horizontal surface measurements.
- 4.) Coordinates are based on the Central Zone of the Texas Coordinate System (NAD-83).
- 5.) This survey was based upon the Baker Survey boundary control of 1937.
- 6.) A field note description with the same date accompanies this plat.

Exhibit

**NORTHEAST 1/4 OF SECTION 20,
BLOCK 79, TOWNSHIP 3,
TEXAS AND PACIFIC RAILWAY
COMPANY SURVEYS,
EL PASO COUNTY, TEXAS**



**Land-Mark Professional
Surveying, Inc.**

1420 Bessemer Drive, Suite 'A'
El Paso, Texas 79936

(915) 598-1300

Texas Licensed Surveying Firm
Registration Number 10125900

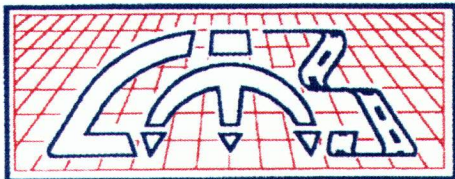
email: Larry@Land-marksurvey.com

"Serving Texas, New Mexico
and Arizona"

Job No. 20-02-31778

Scale: 1" = 500'

Date: June 11, 2020



Land-Mark Professional Surveying, Inc.

"Serving Texas, New Mexico & Arizona"

FIELD NOTE DESCRIPTION

BEING THE NORTHEAST 1/4 OF SECTION 20, BLOCK 79, TOWNSHIP 3, TEXAS AND PACIFIC RAILWAY COMPANY SURVEYS, EL PASO COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING, for reference, at an existing 1-1/2" iron pipe (accepted as McCombs pipe) found at the common corner of Survey Nos. 18, 19, and 22, Block 79, Township 3, Texas and Pacific Railway Company Surveys and C.D. Stewart Survey 319; said corner has a coordinate value of X=462,823.70 feet and Y=10,634,966.09 feet, in the Central Zone of the Texas Coordinate System (NAD-83 (1993)); **THENCE**, North 74°50'49" East, a distance of 8,369.53 feet to an existing 5/8-inch rebar with cap stamped "LAND-MARK TX4869 NM11402" for the **POINT OF BEGINNING** of this parcel description; said corner has a coordinate value of X=470,900.39 feet and Y=10,637,153.37 feet, in the Central Zone of the Texas Coordinate System (NAD-83 (1993));

THENCE, North 02°29'11" East, with the west boundary line of the Northeast 1/4 of Section 20, Block 79, Township 3, T. & P. R.R. Co. Survey a distance of 2620.39 feet to an existing 5/8-inch rebar, for the northwest corner of said Northeast 1/4 of Section 20;

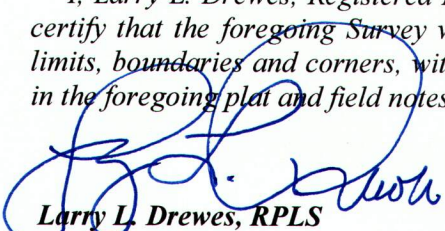
THENCE, South 86°59'33" East, with the northerly boundary line of said Section 20, a distance of 2656.01 feet to a point for the northeast corner of said Section 20;

THENCE, South 02°27'22" West, with the easterly boundary line of said Section 20, a distance of 2623.66 feet to a 5/8-inch rebar with cap stamped "LAND-MARK TX4869 NM11402", set for the southeast corner of the Northeast 1/4 of said Section 20;

THENCE, North 86°55'20" West, with the southerly boundary line of said Northeast 1/4 of Section 20, a distance of 2657.42 feet to the **TRUE POINT OF BEGINNING** of this parcel. Said parcel contains 6,965,634 square feet or 159.909 acres more or less.

Notes: 1.) All courses contained in this description are based upon the Central Zone of the Texas Coordinate System – North American Datum (NAD) of 1983 (1993); 2.) Combined Grid Factor = 0.9997722248; 3.) Distances are horizontal surface measurements; 4.) Coordinates are based on the Central Zone of the Texas Coordinate System – North American Datum (NAD) of 1983 (1993); 5.) This survey was based upon the Baker Survey boundary control of 1937; 6.) A plat with the same date accompanies this field note description.

I, Larry L. Drewes, Registered Professional Land Surveyor of El Paso County, Texas, do hereby certify that the foregoing Survey was made by me on the ground, according to law, and that the limits, boundaries and corners, with marks, natural and artificial, are truly and correctly described in the foregoing plat and field notes.


Larry L. Drewes, RPLS
Date: June 11, 2020
Job No. 20-03-31778-B

