

**ORDINANCE NO. 2-2023**

AN ORDINANCE OF THE **VILLAGE OF BONNEY, TEXAS**, CALLING FOR AN ELECTION **FOR MAY 6, 2023**, ON THE ADOPTION OF A **ONE AND ONE-HALF PERCENT VILLAGE SALES AND USE TAX** UNDER SECTIONS 321.101(a) AND 321.401 OF THE TEXAS TAX CODE AND ALL APPLICABLE LAW; PROVIDING FOR THE BALLOT AND AN EFFECTIVE DATE OF THE TAX; PROVIDING FOR POLLING PLACES, THE QUALIFICATION OF ELECTORS, OFFICERS OF SAID ELECTION, AND EARLY VOTING; CALLING FOR A JOINT ELECTION; AUTHORIZING A JOINT ELECTION AGREEMENT; PROVIDING FOR SHARING OF EXPENSES OF THE JOINT ELECTION; PROVIDING FOR RATIFICATION AND CONFIRMATION BY THE MAYOR OF THE ACTION TAKEN BY THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE OF THIS ORDINANCE.

**BE IT ORDAINED BY THE BOARD OF ALDERPERSONS OF THE VILLAGE OF BONNEY, TEXAS:**

SECTION ONE - Election Called. Ballot. Effective Date.

a. The Mayor and Board of Alderpersons of the Village of Bonney, Texas, hereby order and ordain, respectively, that an election shall be held in and throughout the Village of Bonney, Texas, pursuant to Sections 321.101(a) and 321.401 of the Texas Tax Code and all applicable law on **the first Saturday in May, 2023**, being the **6<sup>th</sup> day of May, 2023**, between the hours of 7:00 a.m. and 7:00 p.m., for the purpose of voting FOR or AGAINST the adoption of a **one and one-half percent** Village sales and use tax. The proposition shall appear as follows on the ballot:

“A sales and use tax is adopted within the Village at the rate of one and one-half percent.”

b. The ballot shall state that proposition and provide a place to vote FOR or AGAINST the proposition.

c. If the proposition is approved, then the **one and one-half percent** Village sales and use tax shall become effective on **October 1, 2023**.

SECTION TWO - Municipal Election Precinct and Polling Place

For the purpose of the election called and ordered by this Ordinance, the polling places for the Village of Bonney, Texas, shall be all of the county-wide vote centers listed in the Joint Contract for Election Services with the Brazoria County Clerk for this election.

SECTION THREE – Electors

Every person eligible to vote under the provisions of Chapter 11 of Title 2 of the Texas Election Code who is a resident of the Village of Bonney, Texas and who is duly registered to vote in this election shall be entitled to vote in this election.

SECTION FOUR-Officers of Election and Compensation Thereof

The appointments, compensation, and duties of all election officers and personnel shall be as provided in the Joint Contract for Election Services with the Brazoria County Clerk for this election.

SECTION FIVE - Early Voting

a. The Early Voting Clerk is hereby authorized to conduct early voting by personal appearance beginning on the **twelfth (12th)** day preceding and ending on the **fourth (4<sup>th</sup>)** day preceding the date of this election, which early voting dates are **Monday, April 24, 2023**, through **Tuesday, May 2, 2023**, respectively, and such early voting by personal appearance shall be conducted between the hours of 8:00 a.m. and 5:00 p.m. on every day except Saturday, Sunday and State legal holidays. In addition, early voting by personal appearance shall be conducted between the hours of **7:00 a.m. and 7:00 p.m. on Saturday, April 29, 2023**. In addition, early voting by personal appearance shall be conducted for twelve hours on each of two weekdays, as follows: from **7:00 a.m. to 7:00 p.m. on Monday, May 1, 2023**, and **Tuesday, May 2, 2023**.

b. The main early voting place is:

East Annex (Old Walmart)  
1524 E. Mulberry #144, Angleton

c. The locations for early voting by personal appearance are as follows:

Angleton Main Location:	East Annex (Old Walmart Building) 1524 E. Mulberry Angleton
Alvin Branch Location:	Alvin Library 105 S. Gordon, Alvin
Brazoria Branch Location:	Brazoria Library 620 S. Brooks, Brazoria
Freeport Branch Location:	Freeport Library 410 Brazosport Blvd., Freeport
Lake Jackson Branch Location: Jackson	Lake Jackson Civic Center 333 Highway 332 East, Lake Jackson
Manvel Branch Location:	North Annex 7313 Corporate Dr., Manvel
Pearland East Branch Location:	Tom Reid Library 3522 Liberty Dr., Pearland
Pearland West Branch Location:	West Pearland Community Center 2150 Countryplace Pkwy., Pearland
Shadow Creek Branch Location:	West Pearland Library 2803 Business Center Dr. #101 Pearland
Sweeny Location:	Sweeny Community Center 205 W. Ashley Wilson Rd., Sweeny
West Columbia Branch Location:	Precinct 4 Building 2 121 N. 10 <sup>th</sup> Street, West Columbia



d. Early voting by mail shall be as provided by applicable law. The mailing address of the **Early Voting Clerk is Joyce Hudman, County Clerk, 111 East Locust, Suite 200, Angleton, Texas 77515-4654.** The email address of the **Early Voting Clerk is cclerkelections@brazoria-county.com.**

SECTION SIX - Method of Voting and Conducting Election

All early voting by personal appearance and all voting on the day named above for the holding of this general annual election shall be by means of whatever type of voting machine or electronic voting system is available from the voting machine department of Brazoria County, Texas. The manner of holding this election will be governed by the laws of the State of Texas governing general elections and as provided in this Ordinance.

SECTION SEVEN - Notice of Election

a. The Mayor shall cause notice of this election to be posted for at least twenty-one (21) days prior to the date named above for the holding of this general annual election (1) on the bulletin board used for posting notices of meetings of the Board of Alderpersons and (2) on the internet website of the Village.

b. The Mayor shall also cause notice of this election to be published in The Facts, a newspaper published in the City of Clute, in Brazoria County, Texas, having a general circulation within the corporate limits of the Village of Bonney, not earlier than thirty (30) days and not later than ten (10) days before the date named above for the holding of this general annual election.

SECTION EIGHT – Order for Election.

This Ordinance constitutes an order for this election, in compliance with the Texas Election Code. In addition, the Board of Alderpersons hereby authorizes and directs the Mayor and Village Secretary to execute and attest, respectively, an order for this election summarizing the information herein.

SECTION NINE – Amended Election Information.

If the Brazoria County Clerk, the Governor of Texas, or any other lawful authority changes the voting locations or any other election information herein stated, then this Ordinance shall be automatically amended to conform to those amendments, and the Board of Alderpersons hereby authorizes and directs the Mayor and Village Secretary to execute and attest, respectively, an amended order for this election summarizing the information herein with those amendments.

SECTION TEN - Call for Joint Election.

a. This election shall be held jointly with Brazoria County and any other participating entities, pursuant to Chapter 271 of the Texas Election Code.

b. The Mayor and Village Secretary are hereby authorized to execute on behalf of the Village a Joint Election Agreement and Contract for Election Services between the Village and the Brazoria County Clerk for this election.

c. Costs of this election shall be shared as provided in the Joint Election Agreement and Contract for Election Services with the Brazoria County Clerk for this election.

SECTION ELEVEN - Severance Clause

If any part of this Ordinance and order, of whatever size, is ever declared invalid or unenforceable for any reason, the remainder of this Ordinance and order shall remain in full force and effect.

SECTION TWELVE – Acting Village Secretary

Any reference herein to the Village Secretary shall also include any Acting Village Secretary or any other person performing a duty of the Village Secretary.

SECTION THIRTEEN - Effective Date

This Ordinance shall be effective immediately upon its passage and approval.

**READ, PASSED, and APPROVED on January 17, 2023.**

**VILLAGE OF BONNEY, TEXAS**

BY: *Raymond Cantu*  
RAYMOND CANTU,  
MAYOR

ATTEST:

*Terry LaCombe*  
Signature

TERRY LaCombe  
Printed Name

City Secretary  
Title



Bonney/Ordinance/Sales Tax Election