

**Sales and Use Tax  
for Streets**

ORDINANCE NO. 24-04

AN ORDINANCE OF THE CITY OF DANBURY, TEXAS, CALLING FOR A SPECIAL ELECTION OF THAT CITY TO CONSIDER A ONE-HALF PERCENT SALES AND USE TAX FOR REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS; DESIGNATING THE POLLING PLACES THEREOF; PROVIDING FOR THE QUALIFICATION OF ELECTORS; PROVIDING FOR OFFICERS OF SAID ELECTION; PROVIDING FOR EARLY VOTING; CALLING FOR A JOINT ELECTION; AUTHORIZING A JOINT ELECTION AGREEMENT; PROVIDING FOR SHARING OF EXPENSES OF THE JOINT ELECTION; AND PROVIDING A SEVERANCE CLAUSE AND EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DANBURY, TEXAS:

SECTION ONE – Call of Special Election on Sales Tax for Streets and Sidewalks.

a. The City Council of the City of Danbury, Texas, hereby ordains that a certain special election shall be held in and throughout the City of Danbury, Texas, on the **first Saturday in May, 2024**, being the **4th day of May, 2024**, between the hours of 7:00 a.m. and 7:00 p.m., pursuant to Chapter 327 of the Texas Tax Code and all applicable law, for the purpose of voting on the following proposition:

“The adoption of a local sales and use tax in the City of Danbury at the rate of one-half percent to provide revenue for maintenance and repair of municipal streets.”

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

c. If the proposition is approved, then the sales tax so approved shall become effective on the earliest date provided by law.

d. Although state law requires the ballot proposition to state that the purpose of the sales tax is “to provide revenue for maintenance and repair of municipal streets,” other provisions of state law allow the tax also to be used for maintenance and revenue of sidewalks. In addition, state law currently provides that the revenue from this tax may be used only for maintenance and repair of municipal streets or sidewalks that exist on the date of the election to adopt the tax. The intent of this ordinance and the election hereby called is to consider authorizing the tax to be used for all purposes allowed by law for a tax under Chapter 327 of the Texas Tax Code, entitled “Municipal Sales and Use Tax for Street Maintenance.”

SECTION TWO - Municipal Election Precinct and Polling Place.

For the purpose of the election called and ordained by this ordinance, the polling places for the City of Danbury, Texas, shall be all of the county-wide vote centers listed on the attachment to the Joint Election Agreement and 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 City of Danbury, 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 Election Agreement and 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 (4th)** day preceding the day hereinabove specified for said Election, being **Monday, April 22, 2024** through **Tuesday, April 30, 2024**, respectively, said early voting by personal appearance to 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 **8:00 a.m. and 5:00 p.m. on Saturday, April 27, 2024**. In addition, early voting by personal appearance shall be conducted for nine hours on each of two weekdays, as follows: from **8:00 a.m. to 5:00 p.m. on Monday, April 29, 2024** and **Tuesday, April 30, 2024**.

b. The main early voting place is:

East Annex  
1524 E. Mulberry  
Angleton, Texas 77515

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

Angleton Main Location:	East Annex 1524 E. Mulberry
Alvin Branch Location:	Alvin Library 105 S. Gordon
Brazoria Branch Location:	Brazoria Library 620 S. Brooks
Freeport Branch Location:	Freeport Library 410 Brazosport Blvd.
Lake Jackson Branch Location:	Doris Williams Civic Center 333 Hwy 332 East

Manvel Branch Location:	Manvel Annex 7313 Corporate Dr., Manvel
Pearland East Branch Location:	Tom Reid (Pearland) Library 3522 Liberty Dr., Pearland
Pearland West Branch Location:	West Pearland Community Center 2150 Countryplace Pkwy.
Shadow Creek Branch Location:	West Pearland Library 11801 Shadow Creek Pkwy.
Sweeny Branch Location:	Sweeny Community Center 205 W. Ashley Wilson Rd.
West Columbia Branch Location:	Precinct 4 Building #2 121 N 10 <sup>th</sup> St.

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.**

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 said 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 said 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.

The Mayor shall cause notice of said election to be posted for at least twenty-one (21) days prior to the date named above for the holding of said general annual election on

the bulletin board used for posting notices of meetings of the City Council, and the Mayor shall cause notice of said 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 City of Danbury, not earlier than thirty (30) days and not later than ten (10) days before the date named above for the holding of said general annual election.

SECTION EIGHT - Call for Joint Election.

a. This election shall be held jointly with the regular election of officers of the City of Danbury held on the same date as this election.

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

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

d. 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 NINE - Severance Clause

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

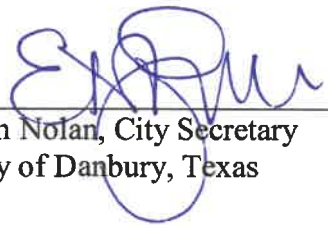
SECTION TEN - Effective Date

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

READ, PASSED, and APPROVED this 1<sup>st</sup> day of February, 2024.

  
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Suzanne Powell, Mayor  
City of Danbury, Texas

ATTEST:

  
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Erin Nolan, City Secretary  
City of Danbury, Texas

