

RESOLUTION NO. 20-022

A RESOLUTION MOVING THE TEXAS CITY MAY 2, 2020, GENERAL ELECTION; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, Governor Greg Abbott, Governor of Texas, Proclaimed on Wednesday, March 18, 2020 and stated, "by the Constitution and Laws of the State of Texas, do hereby suspend Sections 41.0052(a) and (b) of the Texas Election Code and Section 49.103 of the Texas Water Code to the extent necessary to allow political subdivisions that would otherwise hold elections on May 2, 2020, to move their general and special elections for 2020 only to the next uniform election date, occurring on November 3, 2020, without otherwise adjusting the term of office. I further suspend Sections 31.093 and 42.0621(c) of the Texas Election Code to the extent necessary to require all county election officers, if requested by an affected political subdivision, to enter into a contract to furnish election services with any political subdivision who postponed their election to November 3, 2020, under the authority of this proclamation;" and

WHEREAS, Governor Abbot may subsequently authorize another acceptable date and the City of Texas City may follow the requirements to authorize an earlier date than November 3, 2020 and call a General Election for 2020; and

WHEREAS, the Proclamation further stated, "The authority ordering the election under Section 3.004 of the Texas Election Code is the authority authorized to make the decision to postpone its election in accordance with this proclamation;" and

WHEREAS, the Proclamation also stated, "Current office holders will hold over to the extent authorized by Article XVI, Section 17 of the Texas Constitution;" and

WHEREAS, The City Commission of the City of Texas City, acknowledged that the Governor of Texas on March 13, 2020, certified that the novel coronavirus (COVID- 19) poses an imminent threat of disaster and, under the authority vested in the Governor by Section 418.014 of the Texas Government Code, declared a state of disaster for all counties in Texas; and

WHEREAS, on March 18, 2020, the Mayor Texas City, by the Powers invested in him by the City Charter of Texas City and the State of Texas, signed a Declaration of Disaster of a Local State of Disaster Related to the Emergence of Corona Virus/COVID-19; and

WHEREAS, on March 24, 2020, the City Commission extended that Declaration by 30 days; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:


SECTION 1: That the City Commission moves the May 2, 2020, City General Election to November 3, 2020, Uniform Election date or other authorized date as established by the Governor through an Executive Order or Proclamation.

SECTION 2: That the City Commission confirms that the candidate filings for the election will remain valid for the election held on the November date and that the filing period will not be re-opened for the November election date or other authorized date as established by the Governor through an Executive Order or Proclamation.

SECTION 3: That the City Commission confirms that all Early Voting by Mail (ABBMs) for voters that are voting by mail due to being over the age of 65 or due to disability will still be valid for the postponed election, and that ABBMs for voters who submitted ABBMs based on expected absence from the county would not be valid for the postponed election.

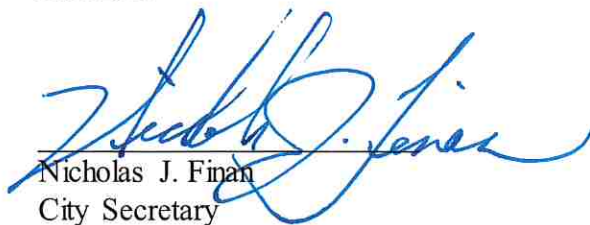
SECTION 4: That the City Commission maintains the major relevant dates for the November election, including the voter registration deadline (October 5, 2020), the deadline to submit an ABBM (October 23, 2020), and the dates for early voting (October 19, 2020 – October 30, 2020) or other dates as required by the Governor or Secretary of State to hold another authorized date as established by the Governor through an Executive Order or Proclamation.

PASSED AND ADOPTED this 24th day of March 2020.



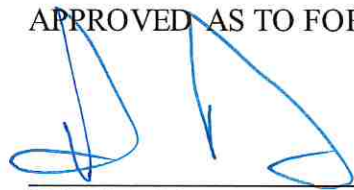
Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:



Nicholas J. Finan
City Secretary

APPROVED AS TO FORM:



Kyle L. Dickson
City Attorney