

RESOLUTION 260

A RESOLUTION POSTPONING THE ELECTION ORDERED FOR MAY 2, 2020 IN RESOLUTION 258, PRESERVING CANDIDATE FILINGS, ESTABLISHING PROCEDURES FOR THE POSTPONED ELECTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Pelican Bay is a General Law Municipality located in Tarrant County, Texas, operating pursuant to the Texas Local Government Code and enabling legislation of the State of Texas; and

WHEREAS, the City Council of the City of Pelican Bay previously passed Resolution 258, ordering that a General Election be held on May 2, 2020, a uniform election date per Texas law, for the purpose of electing the Mayor and City Council members; and

WHEREAS, elections in Texas must be held on a uniform election date per state law; and

WHEREAS, on March 13, 2020, the Governor of Texas certified that the novel coronavirus (COVID-19) poses an imminent threat of disaster and declared a state of disaster for all counties in Texas; and

WHEREAS, on March 18, 2020, the Governor of Texas issued a Proclamation to suspend various statutes to allow political subdivisions of the state that would otherwise hold elections on May 2, 2020, to move their general and special elections for 2020 to the next uniform election date, occurring on November 3, 2020; and

WHEREAS, the Texas Secretary of State has issued, pursuant to the Proclamation of March 18, 2020, Election Advisory No. 2020-12, to provide guidance to local political subdivisions regarding issues raised by the Proclamation, and

WHEREAS, federal, state, and local officials have determined that the spread of COVID-19 can be slowed by avoiding bringing people together, and the City Council hereby finds that the holding of the general election might cause physical danger of infection to voters, election officials, and election volunteers; and

WHEREAS, because of the public health crisis, and in order to protect the health and safety of voters, the election officials, and election volunteers, the City Council therefore wishes to exercise the authority granted to it in the Proclamation of March 18, 2020 to postpone the election previously called by it to be held on May 2, 2020,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ORE CITY, TEXAS:

SECTION 1 POSTPONEMENT OF ELECTION

- A. Pursuant to the authority granted in the Proclamation of March 18, 2020, the general election ordered to be held on May 2, 2020 by Resolution 258 is hereby postponed until the next uniform election date, November 3, 2020.
- B. Candidate filings for the May 2, 2020 election will remain valid for the November 3, 2020 election. This postponement does not reopen candidate filings for Mayor and City Council Places 1 and 2.

- C. All matters and dates relevant to the November 3, 2020 elections, such as voter registration deadlines, applications for ballots by mail and dates for early voting shall be as provided by Texas law.
- D. The Council will, by subsequent action, amend Resolution 259 to comply with state law regarding early voting location, dates and hours, and any other changes caused by postponing this election to November 3, 2020.

SECTION 2

APPLICATION BALLOTS BY MAIL FOR THE MAY 2, 2020 ELECTION

- A. All applications for ballots by mail that were filed for the May 2, 2020, election that are marked annual remain valid for the November 3, 2020, election.
- B. All single use applications for ballots by mail that were submitted for the May 2, 2020, election for reasons of age or disability remain valid for the November 3, 2020, election.
- C. Single use applications for ballots by mail submitted for the May 2, 2020, election that indicated the reason for voting by mail was due to absence from the county will not remain valid for the November 3, 2020, election.

SECTION 3

EARLY VOTING BY PERSONAL APPEARANCE

Early Voting by personal appearance shall be conducted beginning on October 19, 2020 and continuing through October 30, 2020. The exact times and locations for early voting will be determined by the Tarrant County Elections Administrators in accordance with the Joint Election Agreements and will be reflected in a future revision to the original election order.

SECTION 5

DEADLINE TO REGISTER TO VOTE

Any individual seeking to vote in the November 3, 2020, election must register to vote by October 5, 2020.

SECTION 6

ELECTION DAY

Voting shall be conducted between the hours of 7:00 a.m. and 7:00 p.m. on Tuesday, November 3, 2020, at the polling locations determined by the Tarrant County Elections Administrators in accordance with the Joint Election Agreements and will be reflected in a future revision to the original election order.

SECTION 7

GOVERNING LAW AND QUALIFIED VOTERS

The election shall be held in accordance with the Constitution of the State of Texas and the Code, and all resident qualified voters of the City shall be eligible to vote at the election.

SECTION 8

PUBLICATION AND POSTING OF NOTICE OF POSTPONED ELECTION

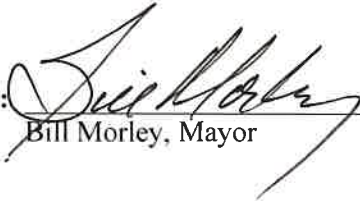
Notice of the postponement of the election until November 3, 2020, shall be posted on the City's website, provided to local media organizations, and provided to the Tarrant County Elections Administrators.

**SECTION 9
NECESSARY ACTIONS**


The Mayor and the City Secretary, in consultation with the City Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Code in carrying out and conducting the election, whether expressly authorized herein.

PASSED AND APPROVED ON THIS 30TH DAY OF MARCH 2020.

CITY OF PELICAN BAY

BY: 
Bill Morley, Mayor

ATTEST:


Teri Anthony, City Secretary