

ORDINANCE NO. 844

AN AMENDMENT TO AN ORDINANCE OF THE CITY OF GIDDINGS, TEXAS, ORDERING THE GENERAL ELECTION SCHEDULED TO BE HELD ON SATURDAY, MAY 2, 2020, FOR MAYOR AND CITY COUNCIL MEMBERS TO BE POSTPONED AND RESCHEDULED FOR TUESDAY, NOVEMBER 3, 2020; PROVIDING FOR THE CONDUCT OF THE ELECTION; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, Saturday, May 2, 2020 is the next uniform election date and, the City Council of the City of Giddings ("City") ordered on or about January 8, 2020, a general election for the following officials for this City: Mayor and two City Council Members for such date;

WHEREAS, on or about March 13, 2020, the Governor of the State of Texas certified and declared that COVID-19 poses an imminent threat of disaster and, under the authority vested in the Governor by Section 418.014, Texas Government Code, declared a state of disaster in every county in the State of Texas;

WHEREAS, on or about March 18, 2020, the Governor of the State of Texas issued a Proclamation suspending certain sections of the Texas Election Code, among others, to allow political subdivisions of the State that would otherwise hold their elections on May 2, 2020, to postpone those elections to the next uniform election date, November 3, 2020; and

WHEREAS, the City, pursuant to the authority set out in the Governor's Proclamation of March 18, 2020, desires to postpone its general election from Saturday, May 2, 2020, to Tuesday, November 3, 2020;

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

Section 1. Findings. All of the above findings are hereby found to be true and correct and are hereby incorporated into the body of this Ordinance as if fully set forth herein.

Section 2. General Election Date. The General Election of the City previously scheduled to be held on Saturday, May 2, 2020, to elect Mayor from the City at large and two City Council Members to serve a term of two (2) years each shall be postponed until Tuesday, November 3, 2020 and it is hereby so ordered.

Section 3. Election Advisory. Pursuant to Election Advisory No. 2020-12, issued by the Texas Secretary of State's Office on or about March 18, 2020, this Order also makes the following findings, and incorporates them by reference into this Ordinance: (1) all candidate filings for the May 2, 2020, general election shall remain valid for the November 3, 2020, general election; (2) the filing period will not be re-opened for the November 3, 2020, general election; (3) all applications for a ballot by mail for voters who are voting by mail due to being over the age of 65 or due to disability will remain valid for the postponed election whereas all applications for a ballot by mail based upon a voter's expected absence from the county will not be valid for the postponed election; and (4) the major relevant dates for the November 3, 2020, general election are as follows: deadline for registration to vote in the November 3, 2020, election—October 5, 2020; the deadline to submit an application for a ballot by mail—October 23, 2020; and early voting—October 19, 2020, through October 30, 2020.

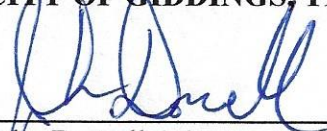
Section 4. Effective Date; Election Code. This ordinance shall be in full force and effect from and after its passage on the date shown below; provided that if any term or provision of this Ordinance conflicts with, or is inconsistent with, the *Texas Elections Code*, the *Texas Election Code* shall govern and control and the Goliad City Secretary shall comply with the Texas Elections Code.

Section 5. Open Meetings. It is officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required *Chapter 551, Texas Government Code*.

Section 6. Necessary Actions. The Mayor and the City Secretary, in consultation with the City Attorney, are authorized and directed to take all actions necessary to comply with the provisions of the Texas Election Code, and the Texas Tax Code in carrying out and conducting the election, whether or not expressly authorized by this Ordinance.

PASSED AND APPROVED this the 27TH day of March, 2020.

CITY OF GIDDINGS, TEXAS



John Dowell, Mayor

ATTEST:



Andrea Ray, City Secretary

