

ORDINANCE # 1096

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GRAHAM, TEXAS AMENDING ORDINANCE # 1093 BY POSTPONING, ORDERING, AND PROVIDING NOTICE OF A GENERAL ELECTION FOR THE CITY OF GRAHAM, TEXAS TO BE HELD ON THE 3RD DAY OF NOVEMBER 2020, AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION.

WHEREAS, a general election in the City of Graham is currently ordered for Saturday, May 2, 2020 pursuant to Ordinance # 1093; and

WHEREAS, beginning in December 2019, a novel coronavirus, now designated SARS-CoV2 which cause the disease COVID-19, has spread throughout the world and has now been declared a global pandemic by the World Health organization; and

WHEREAS, on March 13, 2020, the Governor of Texas certified that 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 of all counties in Texas; and

WHEREAS, extraordinary measures must be taken to contain COVID-19 and prevent its spread throughout the City of Graham and Young County; and

WHEREAS, on March 18, 2020, the Governor of Texas issued a Proclamation suspending the operation of Section 41.0052(a) and (b) of the Texas Election Code and Section 49.013 of the Texas Water Code to the extent necessary to allow political subdivision 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; and

WHEREAS, pursuant to the Governor's Proclamation, the City is empowered to postpone the election scheduled for May 2, 2020, to the uniform election date of November 3, 2020 for the year 2020 only.

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

SECTION 1; The recitals set forth above are incorporated as if fully set forth herein.

SECTION 2; Ordinance # 1093, call the general election slated for Saturday, May 2, 2020, is hereby amended to postpone such election, which shall take place on the next uniform election date of November 3, 2020.

SECTION 3; Candidate filings for the general election will remain valid and the filing period will not be reopened for the November 3, 2020 election date.

SECTION 4; All applications for ballots by mail for voters voting by mail due to being over the age of 65 or due to disability will still be valid for the November 3, 2020 election.

SECTION 5; All applications for ballots by mail for voters who submitted applications for ballots by mail based on an expected absence from the county shall not be valid for the November 3, 2020 election.

SECTION 6; The voter registration deadline for the November 3, 2020 election shall be October 5, 2020.

SECTION 7; The deadline to submit an application for ballot by mail for the November 3, 2020 election shall be the close of business on October 23, 2020.

SECTION 8; All other provisions of Ordinance # 1093 shall remain in full force and effect with the exception that the dates for early voting for the November 3, 2020 election shall be in accordance with the dates provided by state law, to wit October 19, 2020 through October 30, 2020.

Passed and approved by a vote of 4-0-0 as set out below at the meeting at the City of Graham City Council Special Called meeting held on the 9th day of April, 2020 by the following vote:

AYES: Kyle Peavy, Darby Brockway, Brint Albritton, Lee Boyd

NAYS: None

ABSTAIN: None

APPROVED:



Neal Blanton, Mayor

ATTEST:



Sharon McFadden, City Secretary