

ORDINANCE NO. 2020-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRIDGE CITY, TEXAS, ORDERING THAT THE GENERAL ELECTION SCHEDULED TO BE HELD ON SATURDAY, MAY 2, 2020, BE POSTPONED TO TUESDAY, NOVEMBER 3, 2020; MAKING FINDINGS RELATED THERETO; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on or about March 13, 2020, the Governor of the State of Texas 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 in every county in the State of Texas; and

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

WHEREAS, on or about February 4, 2020, the City passed Resolution No. 2020-03(R) which, in part, ordered a general election for Saturday, May 2, 2020, to elect a Mayor and three (3) Councilmembers to the City Council, Mayor, Place 2, Place 4, and Place 6; and

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

SECTION 1.

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.

The general election scheduled for Saturday, May 2, 2020, for Mayor, Place 2, Place 4, and Place 6 on the City of Bridge City City Council is hereby postponed until Tuesday, November 3, 2020, pursuant to the authority referenced in the Preamble to this Ordinance, and it is hereby so ordered.

SECTION 3.

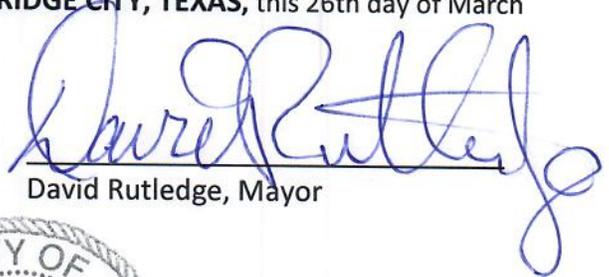
Pursuant to Election Advisory No. 2020-12, issued by the Texas Secretary of State's Office on or about March 18, 2020, this Order also makes the following findings, and incorporates them by reference into this Ordinance: (1) Under Art. XVI, Sec. 17 of Texas Constitution, the individuals who

currently hold public offices that are scheduled to be on the ballot on the May uniform election date will continue to exercise the duties of those offices until the new officers take their oaths of office, following the November uniform election date; (2) all candidate filings for the May 2, 2020, general election shall remain valid for the November 3, 2020, general election; (3) the filing period will not be re-opened for the November 3, 2020, general election; (4) 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, however 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 (5) 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; 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.

If any section or subsection, clause, sentence, or paragraph of this Ordinance shall be found illegal, invalid, or void by any Court of competent jurisdiction, then such findings shall not affect the remaining portions of this Ordinance, but the same shall be valid and in effect, it being expressed intention of the City Council of the CITY OF BRIDGE CITY, TEXAS, to pass each sentence, clause, paragraph, section, or exhibit individually.

PASSED BY THE CITY COUNCIL, OF THE CITY OF BRIDGE CITY, TEXAS, this 26th day of March 2020.


David Rutledge, Mayor


Jeanie McDowell, City Secretary



Paul Fukuda, City Attorney