

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, POSTPONING THE MAY 2, 2020 ELECTION FOR THE PURPOSES OF ELECTING A MAYOR AND COUNCILMEMBERS TO PLACES 2, 4, AND 6 UNTIL THE NEXT UNIFORM ELECTION DATE ON NOVEMBER 3, 2020 IN COMPLIANCE WITH THE PROCLAMATION ISSUED BY GOVERNOR GREG ABBOTT ON MARCH 18, 2020; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on March 18, 2020, Governor Greg Abbott issued a Proclamation suspending Sections 41.0052(a) and (b) of the Texas Election Code to allow political subdivisions that would otherwise hold an election on May 2, 2020, to move the election for 2020 to the next uniform election date, occurring on November 3, 2020;

WHEREAS, the Governor's Proclamation further authorized current office holders, who were up for reelection on May 2, 2020, to hold over their offices, in accordance with Article XVI, Section 17 of the Texas Constitution;

WHEREAS, the City Council of the City of Carrollton, Texas ("City Council") has determined to postpone the May 2, 2020 election until the next uniform election date, being November 3, 2020, in the interest of the health and safety of the residents of the citizens of the City of Carrollton, Texas ("City"); and

WHEREAS, the meeting at which this Ordinance is considered by the City Council is open to the public as required by law, and public notice of the time, place and purpose of said meeting was given as required by Section 551.043 of the Texas Government Code;

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

SECTION 1.

The above and foregoing premises are found to be true and correct and are incorporated herein and made a part hereof for all purposes.

SECTION 2

In compliance with the Proclamation issued by Texas State Governor Greg Abbott on March 18, 2020, the City of Carrollton City Council is exercising its authority as a political subdivision to postpone the May 2, 2020 General Election as previously ordered through Carrollton City Ordinance 3947.

SECTION 3.

Candidate filings submitted by the deadlines for the May 2, 2020 General Election will remain valid for the November 3, 2020 General Election. The filing period will not be re-opened for the November 3, 2020 General Election date.

SECTION 4.

All Applications for Ballot By Mail (ABBMs) for voters that are voting by mail due to being over the age of 65 or due to disability will remain valid for the postponed election. ABBMs for voters who submitted ABBMs based on expected absence from the county during the May 2, 2020 Election date will not not be valid for the November 3, 2020 General Election.

SECTION 5.

The election to be participated in by the qualified voters of the City of Carrollton, Texas, is hereby ordered to be postponed until the next uniform election date on November 3, 2020. Eligible voters must be registered by October 5, 2020 to vote in the November 3, 2020 Election. Early Voting for said Election will take place October 19, 2020 through October 30, 2020. Applications for Ballot by Mail must be submitted by the October 23, 2020 deadline.

SECTION 6.

This Ordinance shall become effective from and after its passage.

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas, this 26th day of March, 2020.

CITY OF CARROLLTON, TEXAS

Kevin W. Falconer, Mayor

ATTEST:

APPROVED AS TO FORM:

Laurie Wilson, City Secretary

Meredith Ladd, City Attorney