

RESOLUTION 15-20

A RESOLUTION AND ORDER OF THE CITY COUNCIL OF THE CITY OF HAMILTON POSTPONING THE MAY 2, 2020, UNIFORM ELECTION UNTIL NOVEMBER 3, 2020 – IN ACCORDANCE WITH ELECTION ADVISORY 2020-12 ISSUED BY RUTH R. HUGHS, SECRETARY OF STATE

WHEREAS, the City of Hamilton has previously ordered an election to be held on the May 2, 2020, uniform election date;

WHEREAS, pursuant to Section 418.016 of the Texas Government Code, the Governor has issued a proclamation suspending certain provisions of the Texas Election Code and Texas Water Code to allow postponement of the May 2, 2020, election for all local political subdivisions;

WHEREAS, there is a necessary public purpose served and a benefit to the City of Hamilton to exercise its authority now provided, and postpone the May 2, 2020, uniform election previously ordered by the City Council – to the November 3, 2020, uniform election date;

WHEREAS, candidate filings, for the May 2, 2020, election will remain valid for the election to be held on November 3, 2020;

WHEREAS, the filing period related to the May 2, 2020, election will not be re-opened for the November 3, 2020, election;

WHEREAS, all applications for a ballot by mail (“ABBM”) for voters that are voting by mail due to being over the age of 65 or due to a qualifying disability will still be valid for the November 3, 2020, election;

WHEREAS, any ABBM for voters who submitted ABBMs based on expected absence from the county will not be valid for the November 3, 2020, election;

WHEREAS, the City Secretary will prepare a revised Order of Election for the City Council’s review prior to August 17, 2020; and

WHEREAS, the City Secretary will make all arrangements necessary to appropriately secure election records and maintain voting system equipment.

NOW THEREFORE, BE IT ORDERED AND RESOLVED:

1. That the findings and recitals in the preamble of this Order and Resolution are hereby found to be true and correct and are hereby approved, ordered, and adopted.
2. That the City Council has determined that there is a public purpose and benefit to the City of Hamilton as well as a legitimate public purpose served by postponing the May 2, 2020, uniform election until November 3, 2020.

3. That reasonable adequate controls are in place to ensure that such benefits will be received by the City of Hamilton.
4. The authority granted by this Order and Resolution is pursuant to the State of Texas Election Advisory No. 2020-12.
5. The relevant dates for the November 3, 2020, election are as follows:
 - a. Voter Registration Deadline – October 5, 2020.
 - b. Deadline to Submit ABBM – October 23, 2020.
 - c. Dates for Early Voting – October 19, 2020 through October 30, 2020.
6. That it is hereby found, determined and declared that a sufficient written notice of the date, time, place and subject of the meeting of the City Council at which this Order and Resolution was adopted was posted at a place convenient and readily accessible at all times to the general public for the time required by law preceding this meeting as required by Chapter 551, Texas Government Code, and that this meeting has been open to the public as required by law at all times during which this Order and Resolution and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and posting thereof.
7. This Order and Resolution shall take effect immediately upon its passage.

ORDERED, PASSED AND ADOPTED this 1st day of April, 2020.

By: 
Jim McInnis, Mayor

ATTEST:

By: 
Ryan W. Polster, City Secretary