

RESOLUTION NO. 1191

A RESOLUTION OF THE CITY OF SULPHUR SPRINGS, TEXAS POSTPONING THE SPECIAL ELECTIONS CALLED FOR MAY 2, 2020, UNTIL NOVEMBER 3, 2020, ESTABLISHING PROCEDURES FOR THE POSTPONED ELECTION; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Sulphur Springs is a home rule municipality acting under its charter adopted by the electorate pursuant to Article XI, Section 5, of the Texas Constitution and Chapter 9 of the Local Government Code; and,

WHEREAS, Section 41.001 of the Texas Election Code (the "Code") specifies that the first Saturday in May shall be a "uniform election date" and that a general election of a city may be held on such day; and,

WHEREAS, on February 4, 2020, the City Council called a General Election for the offices of City Council Members, Place 6 and Place 7 to be held on May 2, 2020, and a Special Election for the offices of City Council Member, Places 1,2,3 & 5; and,

WHEREAS, BY Order dated March 3, 2020, the City Council cancelled the General Election referenced above due to the absence of contested races; and

WHEREAS, on March 18, 2020, Governor Greg Abbott issued a proclamation authorizing political subdivisions that would otherwise hold elections on May 2, 2020, to move their general elections for 2020 to November 3, 2020, due to public health and safety concerns related to the novel coronavirus (COVID-19); and,

WHEREAS, the City Council desires postpone the May 2, 2020, Special Elections to November 3, 2020, in order to protect the health and safety of the citizens of the City of Sulphur Springs.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SULPHUR SPRINGS, TEXAS, THAT:

SECTION 1.

GENERAL AND SPECIAL ELECTIONS POSTPONED: The Special Election for the offices of City Council Member, Places 1,2,3 & 5 are hereby postponed until November 3, 2020.

SECTION 2.

FILING DEADLINES FOR MAY 2, 2020, ELECTION: By postponing the election date, the City is preserving all candidate filings and ballot order actions that have already taken place. This postponement does not have the effect of reopening candidate filings.

SECTION 3.

APPLICATIONS BALLOTS BY MAIL FOR THE MAY 2, 2020, ELECTION:

- (a) All applications for ballots by mail that were filed for the May 2, 2020, election that are marked annual remain valid for the November 3, 2020, election.
- (b) All single use applications for ballots by mail that were submitted for the May 2, 2020, election for reasons of age or disability remain valid for the November 3, 2020, election.
- (c) Single use applications for ballots by mail submitted for the May 2, 2020, election that indicated the reason for voting by mail was due to absence from the county will not remain valid for the November 3, 2020, election.

SECTION 4.

APPLICATIONS FOR BALLOTS BY MAIL FOR THE NOVEMBER 3, 2020, ELECTION: Applications for early voting by mail may be delivered to the Gale Roberts, 125 South Davis Street, Sulphur Springs, Texas 75482, or email to groberts@sulphurspringstx.org, not later than October 23, 2020.

SECTION 5.

EARLY VOTING BY PERSONAL APPEARANCE: Early Voting by personal appearance shall be conducted beginning on October 19, 2020 and continuing through October 30, 2020. The exact times and locations for early voting will be reflected in a future revision to the original election order.

SECTION 6.

DEADLINE TO REGISTER TO VOTE: Any individual seeking to vote in the November 3, 2020, election must register to vote by October 5, 2020.

SECTION 7.

ELECTION DAY: Voting shall be conducted between the hours of 7:00 a.m. and 7:00 p.m. on Tuesday, November 3, 2020, at the polling locations reflected in a future revision to the original election order.

SECTION 8.

GOVERNING LAW AND QUALIFIED VOTERS: The election shall be held in accordance with the Constitution of the State of Texas and the Code, and all resident qualified voters of the City shall be eligible to vote at the election.

SECTION 9.

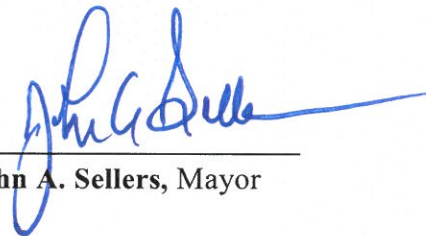
PUBLICATION AND POSTING OF NOTICE OF POSTPONED ELECTION: Notice of the postponement of the election until November 3, 2020, shall be posted on the City's website, provided to local media organizations, and provided to the relevant county election officers.

SECTION 10.

NECESSARY ACTIONS: The Mayor and the City Secretary of the City, in consultation with the City Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Code in carrying out and conducting the election, whether or not expressly authorized herein.

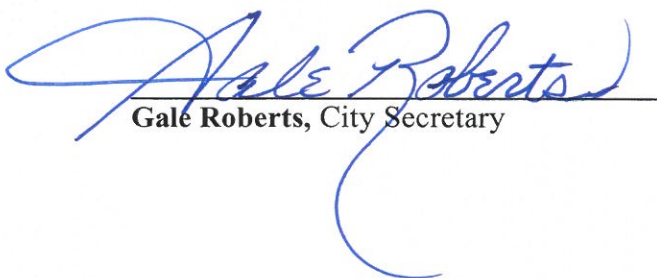
SECTION 11.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
SULPHUR SPRINGS, TEXAS, ON THIS THE 7th DAY OF APRIL 2020.**



John A. Sellers, Mayor

ATTEST:



Gale Roberts, City Secretary