

RESOLUTION NO. \_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS, POSTPONING THE GENERAL ELECTION CALLED FOR MAY 2, 2020, FOR THE OFFICES OF MAYOR, CITY COUNCIL PLACE 5, AND PLACE 6, UNTIL NOVEMBER 3, 2020, OR AN EARLIER DATE AS AUTHORIZED BY THE GOVERNOR OF THE STATE OF TEXAS, ESTABLISHING PROCEDURES FOR THE POSTPONED ELECTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Keller is a home rule city 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 January 21, 2020, the City Council called a General Election for the offices of Mayor, City Council Place 5 and Place 6 to be held on May 2, 2020; 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

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

Section 1: THAT, the May 2, 2020, General Election, previously ordered by Resolution No. 4210, is postponed to be held on Tuesday, the 3rd day of November, 2020, unless an earlier date, occurring after May 2, 2020, but before November 3, 2020, is authorized by the Governor of the State of Texas, in which case the General Election originally scheduled for May 2, 2020, shall be held on such earlier date.

Section 2: THAT, 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: THAT, 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 still be valid for the postponed election. All applications for a ballot by mail for voters

who submitted applications based on expected absence from the county will not be valid for the postponed elections

Section 4: THAT, the major relevant dates for the General Election if held on November 3, 2020, include: the voter registration deadline - October 5, 2020; the deadline to submit an application for ballot by mail - October 23, 2020; and the dates for early voting - October 19, 2020 – October 30, 2020.

Section 5: THAT, the major relevant dates for the General Election if held on a date earlier than November 3, 2020, will be as follows, unless subsequent proclamation(s), order(s), or other forms of authorization from the Governor of the State of Texas provide alternative dates: the voter registration deadline - 30 days prior to the election day; the deadline to submit an application for a ballot by mail - 12 days prior to the election day; and the dates for early voting - two-week period beginning on the Monday two weeks prior to the election day and ending on the Friday immediately prior to the election day.

Section 6: THAT, notice of the postponement of the election until November 3, 2020, unless an earlier date is authorized by the Governor of the State of Texas shall be posted on the City's website, provided to local media organizations, and provided to the Tarrant County Elections Administrator.

AND IT IS SO RESOLVED.

Passed by a vote of \_ to \_ on this the 24th of March, 2020.

CITY OF KELLER, TEXAS

BY: \_\_\_\_\_  
P.H. McGrail, Mayor

ATTEST:

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Kelly Ballard, City Secretary

Approved as to Form and Legality:

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L. Stanton Lowry, City Attorney