RESOLUTION NO. R20-13

A RESOLUTION OF THE CITY OF TAYLOR, TEXAS, POSTPONING THE MAY 2, 2020, GENERAL AND SPECIAL ELECTION FOR TAYLOR CITY COUNCIL AT-LARGE MEMBER POSITION AND PROPOSED CHARTER AMENDMENTS UNTIL NOVEMBER 3, 2020; EXTENDING TERMS UNDER THE HOLOVER PROVISION OF THE TEXAS CONSTITUTION; AND ORDERING OTHER MATTERS INCIDENT AND RELATED TO THE POSTPONEMENT OF SUCH ELECTION.

WHEREAS, the City of Taylor, Texas is a home rule municipality located in Williamson County, and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, in accordance with law a general election has been ordered by the City Council of the City of Taylor for May 2, 2020, for the purpose of electing one member to the At-Large position to serve on the City Council in the City of Taylor, and to consider three Charter propositions; and

WHEREAS, due to the ongoing emergency related to the public health and safety crisis arising from the coronavirus (COVID-19) pandemic Governor Abbott, pursuant to Section 418.016 of the Texas Government Code, has issued a proclamation on March 18, 2020, suspending certain provisions of the Texas Election Code. These suspensions allow a local municipality to postpone its May 2, 2020 election until the November 3, 2020 uniform election date; and

WHEREAS, the Texas Secretary of State’s Office has issued Election Advisory NO.2020-12 setting out guidelines for municipalities to follow should they choose to exercise this authority and postpone their election to the November uniform election date; and

WHEREAS, the Texas Constitution, art. XVI Section 17 requires officers within the State of Texas to hold over and continue performance of their duties until their successors are duly qualified; and

WHEREAS, the City Council of the City of Taylor finds that it is in the public’s best interest to move the City’s election from May 2, 2020, uniform election date to the November 3, 2020, uniform election date under its authority granted by the Proclamation issued by Governor Abbott.
NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF TAYLOR, TEXAS, THAT:

SECTION 1. All of the facts recited in the preamble to this Resolution are hereby found by the City Council to be true and correct and are incorporated by reference herein and expressly made a part hereof, as if copied herein verbatim.

SECTION 2. Under the authority of the proclamation made by Governor Abbott pursuant to Texas Government Code 418.016, suspending Sections 31.003 and 31.004 of the Texas Election Code, the May 2, 2020, election for City of Taylor At-Large Councilmember position and Charter amendments is ordered to be postponed until the November 3, 2020, uniform election date.

SECTION 3. All candidate filings and ballot orders will remain valid for the election held on November 3, 2020, and the filing period will not be re-opened for the November 3, 2020, election date. All valid, accepted applications that were filed with the City for the election that was to be held on May 2, 2020, will remain valid.

SECTION 4. All applications for ballot by mail for voters that are voting by mail due to being over the age of 65 or due to disability will still be valid for the election postponed until November 3, 2020. All applications for ballot by mail for voters who submitted applications for ballot by mail based on expected absence from the country will not be valid for the postponed November 3, 2020, election.

SECTION 5. The relevant dates for the November 3, 2020, election shall be as follows:

- Voter registration deadline - October 5, 2020
- Deadline to submit an application for ballot by mail - October 23, 2020
- Dates for early voting - October 19, 2020 to October 30, 2020

SECTION 6. The Council will meet by August 17, 2020, to make any necessary revisions to the City's original resolution ordering the election, which was adopted January 23, 2020. Those revisions may include:

1. The change of date of the election;
2. Any changes in the location of the main early
voting location;
3. Any change to early voting dates and hours, including weekend early voting;
4. Any changes to the identity of the early voting clerk and their contact information; or
5. Any changes to early voting branch locations.

SECTION 7. This Resolution shall take effect immediately from and after its passage and approval.

SECTION 8. If any article, paragraph, or part of a paragraph of this Resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, the same shall not invalidate or impair the validity, force or effect of any other article, paragraph or part of a paragraph of this Resolution which shall remain in full force and effect.

SECTION 9. All orders and resolutions, or parts thereof, which are in conflict or inconsistent with any provisions of this Resolution are hereby repealed to the extent such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters ordered herein.

PASSED, APPROVED, and ADOPTED on this 23rd day of March, 2020.

Brandt Rydell, Mayor

Dianna Barker, City Clerk

APPROVED AS TO FORM:

Ted Hejl, City Attorney