

ORDINANCE NO. 1218

AN ORDINANCE OF THE CITY OF CLEVELAND, TEXAS EXTENDING THE GENERAL ELECTION PREVIOUSLY CALLED FOR SATURDAY, MAY 2, 2020 TO NOVEMBER 3, 2020 AS ALLOWED BY PROCLAMATION OF THE GOVERNOR ISSUED ON MARCH 18, 2020; THE CALLED ELECTION BEING FOR THE PURPOSE OF ELECTING THREE COUNCILMEMBERS (POSITION NOS. 3, 4, 5); PROVIDING DETAILS RELATING TO THE HOLDING OF SUCH ELECTION; PROVIDING FOR SEVERABILITY; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT.

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WHEREAS, the City of Cleveland, Texas (the “City”) has called a General Municipal Election to be held on Saturday, May 2, 2020 for the purposes of electing three Councilmembers, Positions 3, 4 and 5, and

WHEREAS, due to the outbreak of the COVID-19, the Governor of the State of Texas issued a declaration of disaster on March 13, 2020; and

WHEREAS, the Governor issued a proclamation on March 18, 2020 allowing municipalities in the State to postpone their general elections scheduled for May 2, 2020 to November 3, 2020; and

WHEREAS, the City Council of the City approved an ordinance declaring a disaster in the City on March 17, 2020; and

WHEREAS, the City Council of the City finds it to be in the best interest of the health, safety and welfare of its citizens to postpone the City’s general election from May 2, 2020 to November 3, 2020; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLEVELAND, TEXAS:

Section 1. The facts and matters set forth in the preamble to this ordinance are hereby found to be true and correct.

Section 2. The General Municipal Election previously set by ordinance to be held on

May 2, 2020 is hereby postponed to November 3, 2020, pursuant to the authority contained in the proclamation of the Governor of the State of Texas, dated March 18, 2020. A copy of the proclamation is attached hereto as Exhibit "A."

Section 3. The candidate filings for the May 2, 2020 election will remain the same for the November 3, 2020 election. The candidate filing period will not be reopened for the November 3, 2020 election.

Section 4. All applications for ballot by mail filed by voters due to being over the age of 65 or because of disability, will still be valid for the November election. All applications for ballot by mail for expected absence from the County will not be valid for the November election.

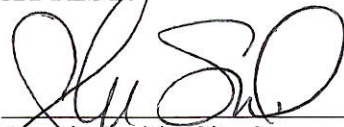
Section 5. The deadline to register to vote in the November election is October 5, 2020. All applications for ballot by mail for the November election must be submitted no later than October 23, 2020. Early voting will be conducted October 19 through October 30, 2020.

Section 6. In the event any clause phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Cleveland, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

PASSED, APPROVED, AND ADOPTED this 19th day of March, 2020.


Carolyn McWaters, Mayor Pro-Tem

ATTEST:



Angela Smith, City Secretary