ORDINANCE NO. 7133

AN ORDINANCE AMENDING ORDINANCE NO. 7122 POSTPONING THE MAY 2, 2020 GENERAL ELECTION TO NOVEMBER 3, 2020; AMENDING THE DATE AND TIMES FOR A RUN-OFF ELECTION; AMENDING THE DATE AND TIMES FOR EARLY VOTING; PROVIDING FOR OTHER MATTERS RELATING THERETO; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on March 18, 2020, Governor Greg Abbott issued a proclamation suspending Sections 41.0052(a) and (b) of the Texas Election Code to the extent necessary to allow political subdivisions that would otherwise hold elections on May 2, 2020, to move their general and special elections for 2020 only to the next uniform election date, occurring on November 3, 2020, without otherwise adjusting the term of office, and suspending Sections 31.093 and 42.0621(c) of the Texas Election Code to the extent necessary to require all county election officers, if requested by an affected political subdivision, to enter into a contract to furnish election services with any political subdivision who postponed their election to November 3, 2020, under the authority of that proclamation;

WHEREAS, the City Council desires to exercise the authority given by the proclamation;

WHEREAS, candidate filings for the election will remain valid for the election held on the November date and that the filing period will not be re-opened for the November election date;

WHEREAS, it is hereby confirmed 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, and applications for a ballot by mail for voters who submitted applications for a ballot by mail for the May 2, 2020 election based on expected absence from the county will not be valid for the postponed election; and

WHEREAS, the major relevant dates for the November election, are (1) the voter registration deadline (October 5, 2020); (2) the deadline to submit an applications for a ballot by mail (October 23, 2020); and (3) the dates for early voting (October 19, 2020 – October 30, 2020);

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARLAND, TEXAS:

Section 1

That Section 1 of Ordinance No. 7122 is hereby amended to read as follows:

"ELECTION ORDER FOR JOINT ELECTION AND NOTICE OF ELECTION

There is hereby ordered a general election to be participated in by the qualified voters of the City of Garland, Texas, to be held on Tuesday, November 3, 2020, between the hours of 7:00 a.m. and 7:00 p.m., for the purpose of electing one Councilmember each to respectively represent Districts 1, 2, 4, and 5, and for the purpose of submitting to the qualified voters of the City, for adoption or rejection, the following proposition:

Proposition A-1

> Shall the City Council be authorized, as otherwise limited by and pursuant to State law, to approve the construction and use of a library facility within a portion of public property designated as parkland, commonly known as Hollabaugh Park.

Candidates for Districts 1, 2, 4, and 5 must reside in the respective District that candidate intends to represent. Every qualified voter within Districts 1, 2, 4, and 5 may cast one vote for a candidate for the respective district within which such voter resides.

The candidate for each respective office who shall receive a majority of all votes cast for the office for which that person is a candidate shall be declared elected. The proposition shall be determined by a majority vote either 'For' or 'Against'."

Section 2

That Section 3 of Ordinance No. 7122 is hereby amended to read as follows:

"RUN-OFF ELECTION

In the event any candidate fails to receive a majority of all votes cast for the office for which that person is a candidate, a run-off election shall be held on the uniform election date for run-off elections held in November between the hours prescribed by law for the purpose of resolving the run-off for each office for which a candidate did not receive a majority of all votes cast at the general election."

Section 3

That Section 6 of Ordinance No. 7122 is hereby amended to read as follows:

"EARLY VOTING

The main early voting place is the George L. Allen, Sr. Courts Building, 600 Commerce Street, Dallas, Texas 75202 or such other location as may be authorized and established by the Dallas County Elections Administrator. Within the City of Garland, early voting by personal appearance shall be conducted locally at Richland College - Garland Campus, 675 W. Walnut Street, Garland, Texas 75040 or such other location as may be authorized by law. Applications for ballot by mail shall be mailed to:

Early Voting Clerk
Dallas County Elections Department
1520 Round Table Drive
Dallas, Texas 75247

An application for ballot by mail may also be obtained by sending a completed, scanned application containing an original signature by email to evapplications@dallascounty.org or by fax to 214-819-6303. Applications for ballots by mail for the election must be received no later than the close of business on the date provided by the Early Voting Clerk or as otherwise provided by law. For more information regarding the City early voting locations, please contact the Dallas County Elections Department at (214) 819-6300 or http://www.dallascountyvotes.org/.

Early Voting:

Early voting by personal appearance for the general election shall be conducted on the days and between the hours prescribed by law for an election held on the first Tuesday of November. Likewise, early voting by personal appearance for the run-off election, if a run-off election is necessary, shall be conducted on the days and between the hours prescribed by law for a run-off resulting from an election held on the first Tuesday of November."

Section 4

That this Ordinance shall be and become effective immediately upon and after its passage and approval.

PASSED AND APPROVED this the 23rd day of March, 2020.

CITY OF GARLAND, TEXAS

Mayor

ATTEST:

City Secretary