

**RESOLUTION 20-R-13**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS, POSTPONING THE SPECIAL ELECTION TO BE HELD ON DAY MAY 2, 2020, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF ALVIN, TEXAS, A PROPOSITION TO VOTE “FOR” OR “AGAINST” THE “ADOPTION OF THE FIRE FIGHTERS’ AND POLICE OFFICERS’ CIVIL SERVICE LAW, APPLICABLE TO ONLY THE POLICE DEPARTMENT,” TO THE NOVEMBER 3, 2020 UNIFORM ELECTION DATE.**

**WHEREAS**, in accordance with the general laws and Constitution of the State of Texas and the Charter of the City of Alvin, Texas, and pursuant to Resolution 20-R-04, a Special Election was ordered to be held on May 2, 2020, for purpose of submitting to the qualified voters of the City of Alvin, Texas, a proposition to vote “For” or “Against” the “Adoption of the fire fighters’ and of the police officer’s civil service law, applicable to only the police department;” and

**WHEREAS**, pursuant to Section 418.016 of the Texas Government Code, on March 18, 2020, the Governor of the State of Texas signed a proclamation suspending certain provisions of the Texas Election Code to allow all local political subdivisions utilizing the May 2, 2020 uniform election date to postpone their elections to the November 3, 2020, uniform election date due to the COVID-19 pandemic; and

**WHEREAS**, pursuant to the Governor’s proclamation authorizing the City of Alvin to postpone the May 2, 2020 election date, the City Council does by this Resolution exercise its authority to postpone the Special Election ordered for May 2, 2020, for purpose of submitting to the qualified voters of the City of Alvin, Texas, a proposition to vote “For” or “Against” the “Adoption of the fire fighters’ and of the police officer’s civil service law, applicable to only the police department.”

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

**Section 1.** That the Special Election previously ordered for May 2, 2020, for the City of Alvin, Texas, for the purpose of submitting to the qualified voters of the City of Alvin, Texas, a proposition to vote “For” or “Against” the “Adoption of the police officers’ civil service law,” is hereby postponed to November 3, 2020.

**Section 2.** That all annual applications ballot by mail (ABBM) 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 November 3, 2020, election; and that ABBMs for voters who submitted ABBMs based on expected absence from the county shall not be valid for the postponed November 3, 2020 election.

**Section 3.** That the voter registration deadline for the November 3, 2020, election is October 5, 2020, the deadline to submit an ABBM is October 23, 2020, and the dates for early voting are October 19, 2020, through October 30, 2020.

**Section 4. Contract with Brazoria County/voting systems.** The Special Election shall be held and conducted by Brazoria County. The City of Alvin, Texas (hereinafter the “City”), has made provision to contract with Brazoria County to conduct the City’s election, pursuant to Chapter 31 of the Texas Election Code, and Chapter 791 of the Texas Government Code (the Joint Election Agreement and Contract for Election Services, hereafter called the “Election Agreement”), and such election agreement provides for political subdivisions subject to the election agreement that hold elections on the same day in all or part of the same territory to hold a joint election as authorized in Chapter 271 of the Texas Election Code; for the purposes of conducting the postponed election on November 3, 2020.

**Section 5.** That should any word, sentence, paragraph, subdivision, clause, phrase or section of this Resolution be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said ordinance, which shall remain in full force and effect.

**Section 6.** This Resolution shall take effect immediately from and after its passage as the law and charter in such cases provide.

**Section 7. Open Meetings.** It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

**AND, IT IS SO RESOLVED.**

**PASSED AND APPROVED** on this the 16<sup>th</sup> day of April 2020.

**CITY OF ALVIN, TEXAS**

**ATTEST**

By:   
Paul A. Horn, Mayor

By:   
Dixie Roberts, City Secretary