

**CITY OF SEABROOK, TEXAS  
ORDINANCE NO. 2020-13**

**POSTPONING THE SPECIAL CITY CHARTER AMENDMENT ELECTION  
ORDERED TO BE HELD ON MAY 2, 2020 TO UNIFORM ELECTION DATE OF  
NOVEMBER 3, 2020**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEABROOK, AUTHORIZING THE POSTPONEMENT OF THE SPECIAL ELECTION ORDERED TO BE HELD ON MAY 2, 2020 TO THE UNIFORM ELECTION DATE OF NOVEMBER 3, 2020, TO CONSIDER NINETEEN (19) CHARTER AMENDMENTS RECOMMENDED BY THE SEABROOK CHARTER REVIEW COMMISSION AND DETERMINED FOR SUBMISSION BY CITY COUNCIL; AND MAKING OTHER PROVISIONS RELATED TO THIS POSTPONEMENT.

\* \* \*

**WHEREAS**, in accordance with the laws of the State of Texas, on the 4<sup>th</sup> day of February, 2020, the City Council of the City of Seabrook, Texas, ordered by adoption of Ordinance 2020-07 that a Special Election be held on May 2, 2020, to vote for or against nineteen (19) charter amendment propositions recommended by the Seabrook Charter Review Commission (“Commission”) in its final report submitted at the October 1, 2019 City Council meeting; and

**WHEREAS**, on March 13, 2020, Governor of the State of Texas signed a Declaration of Disaster as a result of COVID-19 in order to protect health, safety, and welfare of persons residing in the State of Texas, and on that same day, the Seabrook Mayor also signed a Declaration of Disaster as a result of COVID-19 in order to protect the health, safety, and welfare of persons residing in the City of Seabrook; and

**WHEREAS**, on March 18, 2020, Texas Governor Gregg Abbott issued a Proclamation (“Proclamation”), suspending certain provisions of the Texas Election Code to allow all local political subdivisions that are utilizing the May 2, 2020 uniform election date to postpone their election to the November 3, 2020 uniform election date; and

**WHEREAS**, the Seabrook City Council has determined that postponing the May 2, 2020 Special Election to the uniform election date of November 3, 2020, to vote for or against nineteen (19) charter amendment propositions is in the best interest of the public in order to assist with mitigating the spread of COVID-19 and to protect the health, safety, and welfare of the election workers and the general public.

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**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEABROOK, STATE OF TEXAS:**

**SECTION 1. AUTHORIZATION.**

By virtue of the allowance issued by Texas Governor Greg Abbott on March 18, 2020 in a proclamation suspending certain provisions of the Texas Election Code, the Seabrook City Council wishes to exercise its authority and orders the May 2, 2020 Seabrook Special Election (“Postponed Election”) to vote for or against nineteen (19) charter amendment propositions be postponed until the November 3, 2020 uniform election date.

**SECTION 2. PROPOSITIONS AND BALLOT.**

The postponement of the May 2, 2020 Special Election will not have effect on or change the nineteen (19) charter amendment propositions currently approved for placement on the Special Election ballot. The City Secretary and Hart Intercivic are hereby authorized and directed to prepare the ballot for the Special Election to be held on November 3, 2020 in accordance with the provisions of the Texas Election Code. Pursuant to the Proclamation and the Election Advisory No. 2020-12 issued by the Secretary of State, which shall control this election: (1) the Seabrook City Council hereby confirms it is exercising its authority to postpone the Special Election from May 2, 2020 to the uniform date of November 3, 2020 and (2) absent ballots by mail for voters (“ABBM’s”) being over the age of 65 or due to disability will still be valid for the Postponed Election, and ABBM’s for voters who submitted ABBM’s based upon expected absence from thee county will not be valid for the Postponed Election.

The ballot to be used in the Special Election on November 3, 2020 shall have printed thereon the propositions referenced on Exhibit A to this Ordinance, as they will appear, which the City Council determines constitute a fair portrayal of the chief features of the proposed charter amendments, in words of plain meaning, so that it can be understood by persons entitled to vote, directing them to the charter amendment so that they can discern its identity and distinguish it from other propositions on the ballot pursuant to Texas Election Code § 52.072.

**SECTION 3. RELEVANT DATES FOR NOVEMBER 3, 2020 SPECIAL ELECTION.**

The City of Seabrook Special Election to vote for or against nineteen (19) charter amendment propositions shall be held postponed until and held on the uniform date November of November 3, 2020.

The deadline for registering to vote in the November 3, 2020 Special Election is October 5, 2020.

The last day to submit an annual application for ballot by mail (ABBM) is October 23, 2020.

City Secretary is the Early Voting Clerk and shall conduct early voting in accordance with the Election Code of this State and the Charter and Ordinances of the City of Seabrook. As Early Voting Clerk, the City Secretary orders the hours for Saturday early voting in accordance with the Texas Election Code, Section 85.006 as indicated below.

Early voting by personal appearance shall be held shall begin on Monday, October 19, 2020 and end on Friday, October 30, 2020.

**AND IT IS SO ORDERED.**

**PASSED, APPROVED AND ADOPTED ON FIRST AND FINAL READING THIS  
THE 24th DAY OF MARCH 2020.**

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Thomas G. Kolupski  
Mayor

ATTEST:

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Robin Lenio, TRMC  
City Secretary

APPROVED AS TO FORM:

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Steven L. Weathered  
City Attorney