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**CITY COUNCIL SPECIAL MEETING
CELINA COUNCIL CHAMBERS
112 N. COLORADO ST.
MONDAY, MARCH 23, 2020
5:30 PM**

AGENDA

I. CALL TO ORDER:

II. ACTION:

- A. Consider and act upon a resolution of the city council of the City of Celina, Texas, ratifying a disaster declaration due to the COVID-19 Virus and consenting to continuation for more than seven days. (Laumer)
- B. Consider and act upon a resolution and order of the City of Celina, Texas, postponing a General Election to be held on May 2, 2020, and moving the General Election to November 3, 2020, for the purpose of electing City Council Place 4, City Council Place 5 and Mayor. (Tarrant)

III. ADJOURN:

City Council Chambers is wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf, or hearing impaired, or readers of large print, are requested to contact the City Secretary's Office at 972-382-2682, or fax 972-382-3736 at least two (2) working days prior to the meeting so that appropriate arrangements can be made.

The City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Government Code, Chapter 551. "I, the undersigned authority do hereby certify that the Notice of Meeting was posted on the bulletin board at City Hall of the City of Celina, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time: _____ at ____ p.m. and remained so posted continuously for at least 72 hours prior to the scheduled time of said meeting."

Vicki Tarrant, TRMC
City Secretary, City of Celina, TX

Date Notice Removed



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City Secretary
City of Celina, Texas

Memorandum

To: **Honorable Mayor Terry and the Celina City Council**
From: Vicki Tarrant, City Secretary
CC: Jason Laumer, City Manager
Date: March 23, 2020
Re: Disaster Declaration due to Public Health Crisis

Action Requested:

Consider and act upon a resolution of the city council of the City of Celina, Texas, ratifying a disaster declaration due to the COVID-19 Virus and consenting to continuation for more than seven days. (Laumer)

Background Information:

On March 16th Mayor Terry declared a local state of disaster due to the COVID-19 virus. This declaration is for a period of seven days and requires consent of the governing body for continuation.

Board Review/Citizen Input:

N/A

Alternatives:

Financial Considerations:

Legal Review:

The City Attorney has prepared the resolution.

Supporting Documents:

Resolution
Mayoral Declaration

Staff Recommendation:

CITY OF CELINA

RESOLUTION NO. 2020-16R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CELINA, TEXAS RATIFYING A DISASTER DECLARATION DUE TO THE COVID-19 VIRUS AND CONSENTING TO CONTINUATION FOR MORE THAN SEVEN DAYS.

WHEREAS, the City of Celina is a Home Rule Municipality located in Collin County and Denton County, Texas, created in accordance with the provisions of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas and the Constitution of the State of Texas; and

WHEREAS, On March 16, 2020, Mayor Sean Terry, acting in accordance with authority granted to him under the Charter and under Section 418.108(a) of the Texas Government Code, declared a local state of disaster for the City of Celina due to the COVID-19 virus (the “disaster declaration”); and

WHEREAS, Section 418.108(b) of the Texas Government Code provides that such a declaration of disaster may not be continued for a period of more than seven days except with the consent of the governing body of the political subdivision: and

WHEREAS, the City Council supports the disaster declaration signed by Mayor Sean Terry on March 16, 2020, and consents to its continuation for a period of more than seven days.

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

Section 1: The Council hereby ratifies the disaster declaration signed by Mayor Sean Terry on March 16, 2020, and consents to its continuation for a period of more than seven days, and such disaster declaration is hereby continued until such time as it is terminated by order of the Council.

Section 3: This Resolution shall be in full force and shall take effect immediately upon its passage.

PASSED AND APPROVED by the City Council of the City of Celina, Texas this 23rd day of March, 2020.

Sean Terry, Mayor

ATTEST:

Vicki Tarrant, City Secretary

APPROVED AS TO FORM:

Lance Vanzant, City Attorney

Attachment: 2020-16R Disaster COVID-19 precautions (Disaster Declaration)

**CITY OF CELINA, TEXAS
MAYORAL DECLARATION OF LOCAL STATE OF DISASTER
DUE TO PUBLIC HEALTH EMERGENCY**

WHEREAS, beginning in December 2019, a novel coronavirus, now designated COVID-19, has spread through the world and has now been declared a global pandemic by the World Health Organization; and

WHEREAS, symptoms of COVID-19 include fever, coughing, and shortness of breath and, in some cases, the virus has caused death; and

WHEREAS, prudence dictates that extraordinary measures must be taken to contain COVID-19 and prevent its spread throughout the City of Celina, including the quarantine of individuals, groups of individuals and occupied structures and, additionally, including compelling individuals, groups of individuals, or occupied structures to undergo additional health measures that prevent or control the spread of the virus; and

WHEREAS, Governor Abbott and Collin County have declared a local disaster due to public health emergency;

NOW, THEREFORE, BE IT DECLARED BY THE MAYOR OF THE CITY OF CELINA, TEXAS:

SECTION 1. That a local state of disaster due to public health emergency is hereby declared for the City of Celina, Texas, pursuant to section 418.108(a) of the Texas Government Code.

SECTION 2. Pursuant to section 418.108(b) of the Texas Government Code, the state of disaster due to public health emergency shall continue for a period of not more than seven (7) days from the effective date of this Declaration unless continued or renewed by the City Council of the City of Celina, Texas.

SECTION 3. Pursuant to section 418.108(c) of the Texas Government Code, this Declaration of a local state of disaster due to public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

SECTION 4. Pursuant to section 418.108(d) of the Texas Government Code, this Declaration of a local state of disaster activates the City of Celina's Emergency Management Plan.

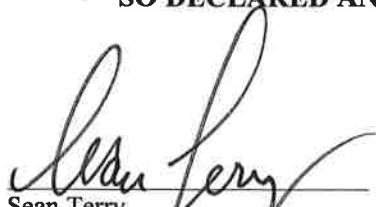
SECTION 5. That this Declaration authorizes the City to take any actions necessary to promote health and suppress the virus, including the quarantine of persons and occupied structures, examining and regulating hospitals, regulating ingress and egress from the City, regulating ingress and egress to occupied structures, and further authorizes the City to take all necessary actions to enforce this Declaration, pursuant to section 122.006 of the Texas Health and Safety Code.

SECTION 6. That this Declaration hereby recommends the postponement or cancellation of all events or gatherings where 50 or more persons are in a confined space.

SECTION 7. That this Declaration hereby authorizes the use of all lawfully available tools to enforce this Declaration, including but not limited to, the penalties set forth in section 418.173 of the Texas Government Code.

SECTION 8. That this Declaration shall take effect beginning March 17, 2020.

SO DECLARED AND ORDERED this 16th day of March, 2020.



Sean Terry
Mayor, City of Celina



Vicki Tarrant
City Secretary, City of Celina



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City Secretary
City of Celina, Texas

Memorandum

To: **Honorable Mayor Terry and the Celina City Council**
 From: Vicki Tarrant, City Secretary
 CC: Jason Laumer, City Manager
 Date: March 23, 2020
 Re: Possible Postponement of the May 2nd General Election

Action Requested:

Consider and act upon a resolution and order of the City of Celina, Texas, postponing a General Election to be held on May 2, 2020, and moving the General Election to November 3, 2020, for the purpose of electing City Council Place 4, City Council Place 5 and Mayor. (Tarrant)

Background Information:

On March 18th Governor Abbott issued a proclamation authorizing political subdivisions holding general elections on May 2nd to postpone their election to the November 3rd uniform election date. Denton County and Collin County Elections Administrators have sent e-mails strongly recommending postponement. Collin County has stated they will not offer usual services and the city would need to lease equipment, train workers and conduct their own election.

Social distancing is difficult in an election scenario, not only with training poll workers, but at polling sites. It is believed there will be difficulty in finding people willing to serve as the vast majority of poll workers fall into the senior age bracket. The availability of some buildings offered as polling sites is in question as they have been shut down to the public.

Board Review/Citizen Input:

N/A

Alternatives:

Continue with the May 2nd Election.

Financial Considerations:

Denton County believes the cost of a November election will be half of the May election. Unknown costs are involved in conducting our own election in Collin County.

Legal Review:

The City Attorney has prepared a resolution and order to postpone the May 2nd General Election.

Supporting Documents:

Resolution and Order

Staff Recommendation:

CITY OF CELINA, TEXAS

RESOLUTION NO. 2020-17R

A RESOLUTION OF THE CITY OF CELINA, TEXAS POSTPONING A GENERAL ELECTION TO BE HELD ON MAY 2, 2020 AND MOVING THE GENERAL ELECTION TO NOVEMBER 3, 2020 FOR THE PURPOSE OF ELECTING CITY COUNCIL PLACE 4, CITY COUNCIL PLACE 5 AND MAYOR; MAKING FINDINGS THERETO; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Noval Coronasvirus (COVID-19) pandemic is still a fluid situation with an unknown outcome: and

WHEREAS, there are both Federal and State Guidelines regarding prevention of this disease, the City is taking measures to try and prevent the spread of the COVID-19; and

WHEREAS, the Governor of the State of Texas, Greg Abbott has issued a proclamation suspending Section 41.0052(a) and (b) of the Texas Election Code and Section 49.103 of the Texas Water 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; and

WHEREAS, Collin County and Denton County, as most other jurisdictions, are currently under a disaster declaration that has an unknown ending date; and

WHEREAS, the Mayor of the City of Celina issued a Declaration of Local Disaster on March 16, 2020; and

WHEREAS, the City Council of the City of Celina extended such Declaration on March 23, 2020; and

WHEREAS, the pandemic has caused the availability of sanitation supplies (to ensure the safety of the voters and election workers) to become almost nonexistent.

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

1. That the General Election to be held May 2, 2020 is hereby postponed until November 3, 2020.
2. This Resolution shall become effective from and after its date of passage.

ADOPTED AND APPROVED on this 23rd day of March, 2020 by a vote of the City Council of the City of Celina, Texas.

CITY OF CELINA, TEXAS

Sean Terry, Mayor

ATTEST:

Vicki Tarrant, City Secretary

Attachment: 2020-17R Postponing Election (General Election Postponement)

**CITY OF CELINA
ORDER TO POSTPONE ELECTION DATE
ORDEN DE POSPONER**

The City of Celina hereby postpones the general election scheduled to be held on May 2, 2020 to the November 3, 2020 uniform election date. This decision comes as a result of a proclamation from the Governor of the State of Texas, Greg Abbott, suspending Section 41.0052(a) and (b) of the Texas Election Code and Section 49.103 of the Texas Water Code, and the City of Celina is exercising this authority.

La Ciudad de Celina por la presente pospone las elecciones generales programadas para el 2 de mayo de 2020 al 3 de noviembre de 2020, fecha de elección uniforme. Esta decisión se produce como resultado de una proclamación del Gobernador del Estado de Texas, Greg Abbott, que suspende a la Sección 41.0052 (a) y (b) del Código Electoral de Texas y la Sección 49.103 del Código de Aguas de Texas, y la Ciudad de Celina ejerce esta autoridad.

The candidate filings for the election will remain valid for the election held on the November date and the filing period will not be re-opened for the November election date.

Las presentaciones de candidatos para la elección seguirán siendo válidas para la elección celebrada en la fecha de noviembre y que el período de presentación no se volverá a abrir para la fecha de elección de noviembre.

This is to confirm that all Application for Ballot By Mail (ABBM)s 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 postponed election, and that ABBMs for voters who submitted ABBMs based on expected absence from the county would not be valid for the postponed election.

Esto es para confirmar que todas las Solicitudes de boleta por correo (ABBM) para los votantes que votan por correo por ser mayores de 65 años o por discapacidad seguirán siendo válidas para la elección aplazada y que las ABBM para los votantes que presentaron ABBM basado en la ausencia esperada del condado no sería válido para la elección pospuesta.

This is to confirm the relevant dates for the November election, including the voter registration deadline (October 5, 2020), the deadline to submit an ABBM (October 23, 2020), and the dates for early voting (October 19, 2020 – October 30, 2020).

Las principales fechas relevantes para las elecciones de noviembre, incluida la fecha límite de inscripción de votantes (5 de octubre de 2020), la fecha límite para presentar un ABBM (23 de octubre de 2020) y las fechas de votación anticipada (19 de octubre de 2020 - 30 de octubre de 2020)

Dated this _____ day of March, 2020

Sean Terry, Mayor (Alcalde)

Vicki Tarrant, City Secretary (Secretario)

Attachment: Order to Postpone (General Election Postponement)