

**ORDER MOVING THE SCHOOL BOARD TRUSTEE ELECTION BY PLURALITY  
VOTE TO THE NEXT UNIFORM ELECTION DATE, NOVEMBER 3, 2020**

THE STATE OF TEXAS §  
COUNTIES OF GALVESTON AND HARRIS §  
CLEAR CREEK INDEPENDENT SCHOOL DISTRICT §

WHEREAS, the Board of Trustees (the “Board”) of the Clear Creek Independent School District (the “District”) on January 20, 2020 approved an Order Calling School Board Trustee Election By Plurality Vote which ordered a trustee election for the District for May 2, 2020 (the “May Election”);

WHEREAS, on March 13, 2020, the Governor of Texas (the “Governor”) certified that the novel coronavirus (COVID- 19) poses an imminent threat of disaster and, under the authority vested in the Governor by Section 418.014 of the Texas Government Code, declared a state of disaster for all counties in Texas;

WHEREAS, pursuant to Section 418.016 of the Texas Government Code, the Governor has the express authority to suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business or the orders or rules of a state agency if strict compliance with the provisions, orders, or rules would in any way prevent, hinder, or delay necessary action in coping with a disaster;

WHEREAS, on March 18, 2020 the Governor issued a proclamation (the “March 18 Proclamation”) suspending Sections 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;

WHEREAS, the Board finds that the postponement of the May Election to the November 3, 2020 uniform election date is necessary for the health and safety of the District, voters, election workers and election officials;

WHEREAS, the Board further finds that a public purpose is served by the postponement of the Election to the November 3, 2020 uniform election date;

WHEREAS, the District is hereby exercising its authority under the March 18 Proclamation to move the trustee election to November 3, 2020;

**THEREFORE, BE IT ORDERED AND RESOLVED BY THE BOARD OF TRUSTEES OF THE CLEAR CREEK INDEPENDENT SCHOOL DISTRICT THAT:**

Section 1. The recitals to this Order are hereby approved by the Board and incorporated into and made a part hereof.

Section 2. Pursuant to the authority given to the District under the March 18 Proclamation, the election for school board trustees for Single-Member District 2, and Single-Member District 3 shall be moved from May 2, 2020 to November 3, 2020 (the “November Election”).

Section 3. Incumbent school board trustees for Single-Member District 2, and Single-Member District 3 will hold over to the extent authorized by Article XVI, Section 17 of the Texas Constitution.

Section 4. Candidate filings previously made for the May Election will remain valid for the November Election and the filing period will not be re-opened.

Section 5. Applications for a ballot by mail (“ABBMs”) 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 Election. All ABBMs for voters who submitted ABBMS based on expected absence from the county will not be valid for the November Election.

Section 6. November Election deadlines: The voter registration deadline is October 5, 2020 and the deadline to submit an ABBM is October 23, 2020. Early voting dates are October 19, 2020 – October 30, 2020.

Section 7. All Orders and Resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Order are hereby repealed to the extent of such conflict, and the provisions of this Order shall be and remain controlling as to the matters resolved herein

Section 8. All notices and other requirements for the November Election shall be in accordance with the Texas Election Code except as modified by the Texas Education Code, the Federal Voting Rights Act of 1965, as amended and any proclamations or directives of the relevant government authorities including the Governor.

Section 9. The Board further authorizes the Superintendent of Schools and the President and Secretary of the Board and their delegates to take any and all necessary action to facilitate the move of the May Election to the November 3, 2020 uniform election date contemplated by this Order and to take, or cause to be taken, all actions reasonable and necessary to ensure that the November Election is conducted in compliance with all applicable laws.

Section 10. This Order shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 11. It is officially found, determined, and declared that the meeting at which this Order is adopted was in compliance with the advisory issued by the Office of the Governor and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Order, was given, all as required by Chapter 551, as amended, Texas Government Code.

Section 12. This Election Order is effective immediately upon its passage and approval.

PASSED AND APPROVED \_\_\_\_\_, 2020.

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President, Board of Trustees

ATTEST:

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Secretary, Board of Trustees