

STATE OF TEXAS:

COUNTY OF FISHER:

FISHER COUNTY COMMISSIONER COURT MINUTES

Be it remembered that on Monday the 25th day of October 2021 the Commissioners' Court of Fisher County, Texas, convened in Special Session in the Commissioners' Courtroom, Fisher County Courthouse, Roby Texas

Ken Holt, County Judge

Pat Thomson, County Clerk

Gordon Pippin, Commissioner #1-absent

Dexter Elrod, Commissioner #2

Preston Martin, Commissioner #3

Kevin Stuart, Commissioner #4

And the proclamation having been made the Court was in session, the following business came on to be considered:


CALL MEETING TO ORDER & ESTABLISH QUORUM - All Present

Order 1-Motion by Commissioner Elrod, second by Commissioner Stuart to approve Order for Redistricting of Political Boundaries (see attached). This motion having been put to vote prevailed, the vote being unanimous.

Order 2-Motion by Commissioner Martin, second by Commissioner Elrod to adjourn. This motion having been put to vote prevailed, the vote being unanimous.

County of Fisher:

I, Pat Thomson, Fisher County Clerk, attest that the foregoing is a true and accurate accounting of the Commissioner Court's authorized proceedings for October 25, 2021



**Pat Thomson
County Clerk and Ex-Officio Member
Of Commissioners' Court, Fisher County, Texas**



**NOTICE OF SPECIAL OPEN MEETING AND
AGENDA COMMISSIONER'S COURT OF FISHER
COUNTY, TEXAS**

Notice is hereby given that a meeting of the Commissioners Court of Fisher County, Texas will be held on Monday, October 25, 2021 at 09:00a.m. in the 32nd District/County Courtroom, Fisher County Courthouse, 112 N. Concho, Roby, Texas, to consider, discuss, pass or adopt such items of business as identified below:

A. CALL TO ORDER

Determination of Quorum

**B. PUBLIC COMMENTS—PRESENTATIONS OR MISCELLANEOUS REPORTS—
DISCUSSION ITEMS (No vote will be taken on any of these items)**

PUBLIC COMMENT NOTE: Anyone wishing to address the Court during Public Comments is required to register your name on the Clerk's registry prior to the meeting and indicate which item or subject you wish to address. Speakers are limited to THREE (3) minutes maximum, and if there are more than three speakers who wish to address the same item, the Court reserves the right to limit speakers. THE COURT CANNOT DELIBERATE OR ACT ON MATTERS NOT LISTED ON THE AGENDA.

NON-VOTING ITEMS:

C. DELIBERATE/CONSIDER ACTION ON NEW BUSINESS ITEMS:

1. To receive & provide information, evaluate demographics and take possible action regarding redistricting of County political boundaries "Para recibir y proporcionar información, evaluar la demografía y tomar posibles medidas con respecto a la redistribución de distritos de los límites políticos del Condado "

, Pat Thomson, Fisher County Clerk, do hereby certify that the above Notice of Open Meeting and Agenda of the Commissioners Court is a true and correct copy of said Notice and Agenda, and that I posted said Notice and Agenda on the bulletin board of the Fisher County Courthouse, 112 N. Concho Roby, Texas 79543 and the Fisher County Website at www.fishercounty.org, on 10/21/2021 9:32 AM and said Notice remained posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

Pat Thomson

Pat Thomson
Fisher County Clerk



(In accordance with Title III of the Americans with Disabilities Act, we invite all attendees to advise us of any special accommodations due to disability. Please submit your request as far as possible in advance of the meeting you wish to attend.)

As authorized by the Texas Government Code, the Commissioners' Court of Fisher County, Texas 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 they may relate to Texas Government Code Section 551.071(1) (Consultation with Attorney about pending or contemplated litigation or settlement offers);

Texas Government Code Section 551.071(2) (Consultation with Attorney when the Attorney's obligations under the Texas Disciplinary Rules of Professional conduct of the State Bar of Texas conflicts with Chapter 551 of the Texas Government Code);

Texas Government code Section 551.072 (Deliberations About Real Property); Texas Government Code Section 551.073(Deliberations about Gifts and Donations); Texas Government Code 551.074 (Personnel Matters); Texas Government Code Section 551.0745 (Deliberations about a County Advisory Body); Texas Government code Section 551.076 (Deliberations about Security Devices); and Texas Government Code Section

551.087 (Economic Development Negotiations).

In the event that the court adjourns into Executive Session, unless otherwise specified on the agenda, the Court will announce any other parties who are authorized to be present during the deliberations in Executive Session and will announce under what section of the Texas Government code the Commissioners Court is using as its authority to enter into Executive Session.

IN THE COMMISSIONERS COURT OF FISHER COUNTY, TEXAS

FINDINGS OF FACT REGARDING POLITICAL BOUNDARIES OF FISHER COUNTY, TEXAS FOLLOWING PUBLICATION OF 2020 CENSUS DATA AND ORDER FOR REDISTRICTING OF POLITICAL BOUNDARIES

On the 25th day of October 2021, the Commissioners Court of Fisher County met in regular/called session, having posted notice of said hearing in compliance with Chapter 551 of the Texas Government Code.

The Commissioners Court of Fisher County has previously retained the firm of Allison, Bass & Magee, LLP, of Austin, Texas, to conduct an Initial Assessment of existing political boundaries of Fisher County, following the issuance of census data by the United States Census Bureau. Attached to this Order, and incorporated herein for all purposes by reference, is a copy of the initial assessment conducted by Allison, Bass & Magee, LLP. This assessment is based upon PL94-171 data, as required by federal law, and is further based upon information provided to Allison, Bass & Magee, LLP by the Texas Legislative Council, other official sources of information, and by Fisher County, Texas.

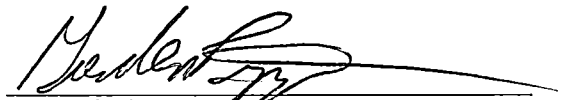
Based upon this information, Fisher County has a total maximum deviation of 33.33%. The term total maximum deviation is determined by dividing the total population of Fisher County by four, the number of Commissioners Court precincts to determine an ideal precinct size. The actual population of each precinct is then determined, based upon the official population data contained within the census count, as defined by Public Law 94-171. The actual population of each precinct is compared to the ideal precinct size and a range of deviation by percentage is determined. Any total maximum deviation in excess of ten percent (10%) is presumptively unconstitutional under established federal law.

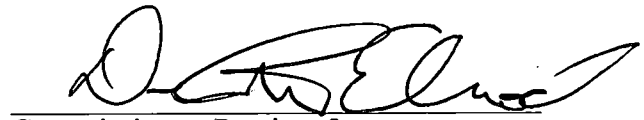
As a result of this determination, Fisher County has a constitutional duty to redistrict its political boundaries so as to achieve "One-Person-One-Vote" numerical balance between the four commissioners court precincts at a legally acceptable margin of deviation, and to make such changes as are necessary to comply with the Voting Rights Act and applicable state and federal law.

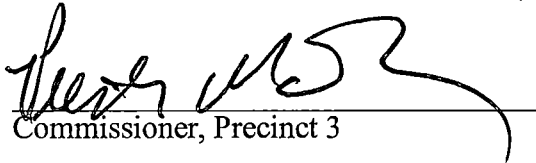
IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the Commissioners Court of Fisher County, Texas expressly finds that it has a legal duty to redistrict. The public interest will be served by redrawing the existing political boundaries of Fisher County in such a manner as to comply with applicable state and federal law. The Commissioners Court hereby enters the following findings of fact and of law:

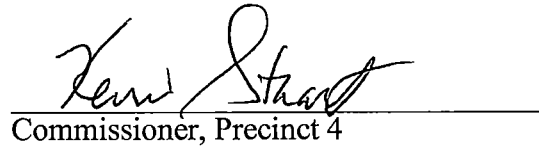
1. Fisher County has a total maximum deviation, as defined in this order, of 33.33%.
2. Any total maximum deviation in excess of ten percent (10%) is presumptively unconstitutional under federal law.
3. Fisher County, acting by and through its Commissioners Court, is hereby resolved to immediately undertake such necessary and appropriate action to accomplish redistricting of existing commissioners court precincts, and any incidental modification of existing, consolidated, or newly created election precincts necessary to accomplish such redistricting.
4. The Commissioners Court shall henceforth convene in open meetings, duly posted in accordance with the Texas Open Meetings Act, to take up and consider one or more alternative plans for the legal redistricting of Fisher County.
5. After due consideration of one or more alternative plans, Fisher County shall adopt a plan deemed to satisfy legal requirements, and which best suits the legitimate governmental needs of Fisher County.
6. The adopted redistricting plan will address political boundaries of the Commissioners Court, Justice of the Peace and Election precincts of Fisher County, and shall remain in effect until altered or amended by subsequent Order of the Commissioners Court.


Signed this 25 day of October 2021.

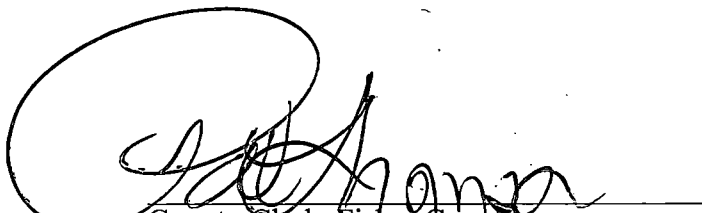

Commissioner, Precinct 1


Commissioner, Precinct 2


Commissioner, Precinct 3


Commissioner, Precinct 4


County Judge, Fisher County


County Clerk, Fisher County

