

TIPTON, IOWA

July 27, 2021

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. July 27, 2021, with the following members present: Smith, Bell, Gaul, Kaufmann, and Chairperson Agne. Members of the public were also present.

The Board viewed correspondence from various agencies.

The Board acknowledged receipt of the following correspondence from:

Public Health Director Walker submitted a letter stating July 19, 2021, is Joan Wethington, Heather Sloma-Weber and Traci Fryauf last day.

Chief Deputy Koranda submitted a pay change for Heather Warren effective July 22, 2021.

Erin Irish, Rachel Dix, Chris Petersen, Erica Dawson, Larry Hansen, Jim Glasson, Marcy Oberbreckling, John Warren, Scott Pearson, Derick Crock, Robin Jindrich, Dale Jedlicka, Deb VanderGaast, Beth Ahrens, Shane Boeve, Robin Jindrich, Alexis Chadwick, David Lewis, Gwen Senio, Christine Weber, Connie Byrnes, Laura Twing, JJ Ellyson, and Ashley Carroll submitted emails or verbally supports or opposes Cedar County become a 2<sup>nd</sup> Amendment Sanctuary County.

Manure Management Annual Updates submitted by

Soil Builder LLC - Eiler Site #67475 location at 1242 190<sup>th</sup> Street, Tipton.

Jeff Graves #66830 location at 2243 310<sup>th</sup> Street, Durant.

It was noted the following Handwritten Disbursement was issued on July 23, 2021, to the Cedar County Treasurer for Benefits, Inc. for an electronic deposit: #428021 for \$4,934.72-self funded medical claims.

Moved by Sup. Smith seconded by Sup. Kaufmann to approve the agenda with the change of moving the agenda item of the Resolution on 2<sup>nd</sup> Amendment Sanctuary after approving the claims and minutes and canceling the 9:00 a.m. agenda topic.

Ayes: All

Chairperson Agne addressed the public for comments and Sheriff Wethington wanted to point out he was not attacking anyone on social media, he was expressing his 1<sup>st</sup> amendment rights and he pointed out the inconsistency on Facebook regarding the resolution.

Moved by Sup. Bell seconded by Sup. Gaul to approve the Board Minutes of July 20, 2021.

Ayes: All

Moved by Sup. Kaufmann seconded by Sup. Bell to approve Claim Disbursements #427907 - #428019 paid on July 22, 2021.

Ayes: All

Moved by Sup. Bell seconded by Sup. Kaufmann to approve a Handwritten Disbursement #428020 to United States Treasury in the amount of \$742.14 issued on July 22, 2021.

Ayes: All

Chairperson Agne addressed all the citizens present in the board room that he will allow three minutes to comment on the Resolution declaring Cedar County a Second Amendment Sanctuary. Those in attendance were Kirk Boyd, Harry Sherwood, Jeff Burkey, Michael Jensen, Richard Mitchell, KC Syring, Paul Adams, Mike Yerington, Cindy Musselman, Glen and Christine Weber, Mike Shuger, Laura Wethington, Chuck Urmie, John Voss, Dennis Ray, Larry Hodgden, Benny Weets, Twyla Hein, Christine Humrichouse, Mary Little, Gwen Senio, Heather Jones, Laura Twing, Robin Jindrich Cecil, Jim Glasson, Kathleen Darling, Irene Wood, and Delores Rohlf. Paul Adams presented the 2<sup>nd</sup> and 4<sup>th</sup> amendment to the Board. Larry Hodgden commented on common sense gun control regulation, gun violence, gun suicide and owners of these guns . Dennis Ray fully supports this resolution to add a layer to keep our gun rights. Kirk Boyd supports the resolution to make Cedar County the 2<sup>nd</sup> Amendment County. Reverend Christine Humrichouse said there is a big disagreement on these issues and responsibilities of a gun owner. Heather Jones supports the resolution. Jim Glasson does not want this resolution passed due to it will disregard the law. Kathleen Darling discussed unintentional gun shot wounds and statistics. Laura Twing opposed the resolution due to the constitution does not

present an inalienable personal right to bear arms. Kirk Boyd said it is not about changing gun laws, the Constitution; it is about protecting overreach of the Federal Government. Paul Adams stated the 4<sup>th</sup> Amendment to be security in your home and the right to use force to stand your ground. Twyla Hein it's not about the 2<sup>nd</sup> Amendment it is elected officials making decisions that speak for most of the county which she does not believe it does, she opposes the resolution and suggests the Board to table this resolution. Jeff Burkey supports the resolution. Christine Weber is not in favor of the resolution. Laura Wethington supports the resolution. Harry Sherwood commented the constitution states as long as we are law abiding citizens, we can bear arms. Richard Mitchell is in favor of the resolution. KC Syring supports becoming a 2<sup>nd</sup> Amendment County. Glen Weber opposes the passing of this resolution. Robin Jindrich Cecil strongly opposes the resolution and recommends tabling it. Sheriff Wethington stated there is a lot of misinformation; nothing is going to change on how we perform our job, it is a statement only. Mike Shuger is in favor of the resolution. Sheriff Wethington informed the public the shortage of law enforcement. Larry Hodgden stated there is a lack of gun control and we have the worst gun crime in this country. Sheriff Wethington stated we are not the worst in this country. Reverend Christine Humrichouse stated we have relaxed gun laws in this state and stated we do not need another resolution saying you can do something; she opposes the resolution. Larry Hodgden stated he misspoke about the gun control and apologizes. Sup. Kaufmann asked Sheriff Wethington if this resolution was passed will that change anything. Sheriff Wethington stated no, it will not change anything, they will continue to enforce the laws. Sup. Kaufmann asked the Sheriff if this affects background checks. Sheriff Wethington replied, you must have a background check to purchase a gun. Sup. Kaufmann stated there is a difference of opinion on gun laws and this does not degrade the proactiveness of the citizens; Cedar County took the lead to become the first county to fund Domestic Violence. It was stated when the Board passes a resolution it states where this board stands. Sup. Agne is afraid of taking away the control from the State and passing to the Federal Government. Chairperson Agne read the following resolution.

Moved by Sup. Bell seconded by Sup. Agne to approve the following resolution, with the additions of adding executive orders and administrative code.

**RESOLUTION DECLARING CEDAR COUNTY TO BE A SECOND AMENDMENT SANCTUARY COUNTY**

WHEREAS, the right of the people to keep and bear arms is guaranteed as an individual right under the Second Amendment to the United States Constitution, "A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed." and

WHEREAS, the right of the people to keep and bear arms for defense of life, liberty, and property is regarded as an inalienable right by the people of Cedar County, Iowa; and

WHEREAS, the people of Cedar County, Iowa derive economic benefit from all safe forms of firearms recreation, hunting, and shooting conducted within Cedar County using all types of firearms allowable under the United States Constitution and the laws of the State of Iowa; and

WHEREAS, the Cedar County Board of Supervisors was elected to represent the citizens of Cedar County, and have sworn by their Oath of Office to uphold the United States Constitution and the Constitution of the State of Iowa; and

WHEREAS, Iowa State Senators and State Representatives have also sworn by their Oath of Office to uphold the United States Constitution and the Constitution of the State of Iowa; and

WHEREAS, legislation is currently being considered and expected to be proposed by both the Iowa State Legislature and Federal Legislature that potentially seeks to infringe on the constitutionally protected right of citizens to keep and bear arms; and

WHEREAS, it is desirable to declare that Cedar County is a Second Amendment Sanctuary County, as Cedar County opposes the enactment of any legislation, executive order and administrative rules that would infringe upon the constitutional right of the people of Cedar County to keep and bear arms.

NOW, THEREFORE, BE IT RESOLVED that the Cedar County Board of Supervisors hereby declares Cedar County to be a Second Amendment Sanctuary County, and hereby states its opposition to the enactment of any legislation, executive order and administrative rules that would infringe upon the constitutional right of the people of Cedar County to keep and bear arms.

Passed and approved on July 27, 2021.

Ayes: All

The Board recessed until 9:30 a.m.

The Board reported on Outreach/Committee Meetings they attended.

The Board held a discussion regarding the ISAC Supervisor Affiliate dues for FY21/22. Sup. Smith stated if the board decides not to pay the affiliate dues, she will no longer be able to participate on any of the Supervisor committees or attend any of the meetings. Kaufmann said the county paid the general fee for the entire county therefore he believes she could attend. Smith disagreed. Kaufmann stated the executive board could change the provisions to allow participation.

Moved by Sup. Smith to pay the ISACS dues for FY21/22. The motion died due to lack of a second.

Moved by Sup. Bell seconded by Sup. Kaufmann not to pay the affiliate dues this year and reconsider next year.

Ayes: All

Nay: Smith

Moved by Sup. Bell seconded by Sup. Gaul to appoint Heather Jones as the Director and Rod Ness, Alternate for the Eastern Iowa Tourism Association.

Ayes: All

Discussion was held regarding appointing representation to the Cedar/Jones Early Childhood Iowa Board. This topic was tabled and will remain on the agenda.

Auditor Dauber needs to meet with the Assistant County Attorney regarding the contracts for the non-profit organization. Blank is advising small modifications to the contracts. Dauber will provide these documents next week for the board approval before mailing.

Chairperson Agne addressed Public Health Director Walker if she had a COVID update to provide. Walker stated no she was there for the last agenda topic. Agne informed Walker that was cancelled. Walker asked if the Board was still planning on attending the meeting tonight. Bell will be present at the Board of Health meeting at 5:00 p.m.

Conservation Director Dauber met with the Board to discuss conservation projects that are eligible uses for the American Rescue Plan Act funding the county received from the Federal Government. Dauber asked if and how the Board will be proceeding. Sup. Bell stated Dauber brought up a good point. Bell suggested department heads meet with the board and provide projects with estimated costs. The Board will make the final decisions whether it will qualify and if funding will be granted for the projects. The consensus of the Board was to have the Auditor email department heads and set up meetings with the Board.

Discussion was held regarding setting up a Conference Board meeting in August. Auditor Dauber placed a call with Assessor Marx to coordinate the day she would be available. Marx will have to check and call back. Chairperson Agne asked the Auditor to email the time to board members when she finds out.

Moved by Sup. Smith seconded by Sup. Kaufmann to adjourn at 10:15 a.m., to August 3, 2021.  
Ayes: All

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Cari A. Dauber, Auditor

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Steve Agne, Chairperson