

The Fremont County Board of Supervisors met in regular session on Wednesday, January 12, 2022, in the Fremont County Courthouse Boardroom, with Hickey, Clark, and Sheldon present. A quorum was declared, and the meeting officially called to order at 9:00 a.m. Minutes of the previous board session were read and approved. The agenda was approved as posted.

Let the records show that Treasurer Alise Snyder, Deputy Recorder Pam Daniels, Liz Skillern with Valley News Today, and Ethan Hewett with KMA were present for this meeting.

Treasurer Alise Snyder met with the board for the approval of the semi-annual report. Motion by Sheldon to approve the semi-annual report. Motion carried unanimously.

Motion by Clark to Rescind Resolution No. 2021-58 regarding the Wellness Program. Motion carried unanimously.

Motion by Sheldon to set a public hearing date of February 2, 2022 at 9:30 a.m. for consideration of a UTV Ordinance for Fremont County. Motion carried unanimously.

The board discussed Fremont County becoming a 2nd Amendment Sanctuary County. Motion by Clark to approve Resolution No. 2022-5 Declaring Fremont County a Second Amendment Sanctuary County. Motion carried unanimously.

RESOLUTION 2022-5

A RESOLUTION DECLARING FREMONT 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, 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 of the people of Fremont County, Iowa, and

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

WHEREAS, the Fremont County Board of Supervisors were elected to represent the citizens of Fremont 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, legislation is currently being considered or expected to be proposed by both the Federal Legislature and the Iowa Legislature that potentially seeks to infringe on the constitutionally protected right of citizens to keep and bear arms, and

WHEREAS, the Fremont County Board of Supervisors wants to ensure that the rights of the citizens of Fremont County are protected, and

WHEREAS, the Fremont County Board of Supervisors understands that the Federal Legislature and the Iowa State Legislature cannot be solely trusted to protect citizens Second Amendment rights, and

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

NOW, THEREFORE IT BE RESOLVED that the Fremont County Board of Supervisors hereby declares Fremont County to be a Second Amendment Sanctuary County, and hereby states its opposition to the enactment of legislation, the issuance of executive order, or the promulgation of any regulation after the date of adoption of this resolution that would infringe upon the constitutionally protected natural right of the people of Fremont County to keep and bear arms and shall apply to persons who have not had their right to bear firearms legally terminated.

This resolution shall not prohibit the enforcement of any federal and/or state laws in effect at the time its adoption (including Iowa Code Chapter 724) and shall not be construed to require any action or inaction that would violate Iowa Code Section 27B.2. Passed and adopted this 12th day of January, 2022.

Motion by Sheldon to table the resolution appointing the eminent domain compensation commission members until they are able to fill vacant positions for the bankers. Motion carried unanimously.

Motion by Sheldon to Allow Chairman Hickey to sign intent to obligate funds for EN Bid Pkg. No. 4 – Site 20 for East/West Nishnabotna Watershed Project. Motion carried unanimously.

At 9:14 a.m., County Attorney Naeda Elliott and Assistant County Attorney Ryan Dale joined the meeting.

Motion by Sheldon to approve the following new hire for the sheriff's office. Motion carried unanimously.

RESOLUTION NO. 2022-6

BE IT HEREBY RESOLVED by the Fremont County Board of Supervisors this 12th day of January, 2022, that the following individual shall be approved as a Jailer for the Fremont County Sheriff's Department, as requested by Fremont County Sheriff Kevin Aistrope. The effective date of employment shall be: January 1, 2022

Tammie Langfelt – Dispatcher

Motion was made by Sheldon.

ATTEST:

/s/ Dee Owen
Fremont County Auditor

/s/ Randy Hickey, Chairman aye
/s/ Chris Clark aye
/s/ Dustin Sheldon aye

Motion was made by Hickey to allow Chairman Sheldon to sign the following Resolution 2021-9. Motion carried unanimously.
RESOLUTION NO. 2022-7

CONSTRUCTION EVALUATION RESOLUTION

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2022 and January 31, 2023 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF FREMONT COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

/s/ Dustin Sheldon
Chair, Board of Supervisors

January 12, 2022

ATTEST:

/s/ Dee Owen
County Auditor
January 12, 2022

Lyle Hodde phoned in to discuss a tax penalty issue. He stated that he asked the assessor to combine his parcels together at his residence in Sidney. His residence taxes are paid through his mortgage company. The mortgage company didn't pay the taxes for the combined lots. Hodde would like the late fees waived. Treasurer Alise Snyder stated that late notices were sent out on November 1st. Hodde argued that he didn't get his notice until December. Hodde stated that the county should have told his mortgage company about the combination. Snyder said that the county cannot possibly contact mortgage companies of every property owner in the county when there is a change. Auditor Owen stated that the property owner is ultimately responsible to know what property they have and taxes due on that property. After much discussion, the board took no action on this. Hodde stated that he would be calling back.

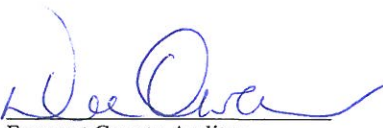
County Attorney Elliott spoke about the Civil Service Commission. She believes that the county attorney has a pick of one of the members but wasn't sure which term it was. Motion made by Clark to table the reappoint Grant Schaaf to a 4-year term and Pat Sheldon to a 2-year term on the Civil Service Commission until the county attorney can research this. Motion carried unanimously.

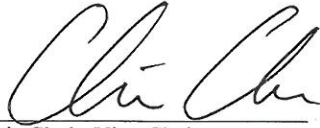
Claims were approved for January 14, 2022.

In other business, the Recorder's Monthly Report and Sheriff's Monthly Report for December was approved.

At 9:33 a.m., there being no further business, Clark made a motion to adjourn. Motion carried unanimously.

ATTEST:


Fremont County Auditor


Chris Clark, Vice-Chairman

Claims January 14, 2022

General Basic Fund

Unemployment Compensation	
Iowa Workforce Development Att	169.10
Veterans Affairs Commission	
Justin Driever	36.00
Patrick Gilson	50.00
Fred Moyer	36.00
Phillip Peters	44.00
John Travis	44.00
Food & Provisions	
Card Services	1,106.67
Sidney Food Ltd.	150.64
Custodial Supplies	
Valeri Albertsen	240.00
Card Services	656.56
Great Western Bank	55.28
Midwest Salt Supply	383.25
Sidney Food Ltd.	3.98
Fuels	
WEX BANK	6,617.33
Lubricants	
Farragut Oil Inc	92.00
Tires & Tubes	
Farragut Oil Inc	117.00
Minor Mv Parts & Access	
Farragut Oil Inc	780.24
Larson Motors	61.97
Stationery & Forms	
Card Services	348.05
Data Processing Supplies	
Great Western Bank	40.00
Photocopy/Fax Supplies	
All Copy Products, Inc.	520.04
Medical & Laboratory Supplies	
Card Services	156.09
Safety & Protective Supplies	
Card Services	579.42
Galls, LLC.	145.39
Wearing Apparel & Uniform	
Brown's Shoe Fit Company	136.00
Galls, LLC.	197.82
Other	
Great Western Bank	123.00
Official Publ & Legal Notices	
Farm & Home Publishers	324.91
Board Proceedings	
The Hamburg Reporter Nebraska	42.00
The Malvern Leader/Beacon Ent.	980.64
Postage & Mailing	
Card Services	23.10
Postmaster	400.00
Employee Mileage & Subsistence	
Card Services	916.68
ISSDA c/o Bill Sage, ISSDA Fin	625.00
Telephone & Telegraph Services	
Community Connections, Inc.	70.00
Richardson Sanitation Scott Ri	51.00
Windstream Iowa Communication	1,825.49
Acct/Audit & Clerical Services	
Gronewold, Bell, Kyhnn & Co PC	8,700.00
Data Processing Services	
IA Dept of Public Safety ATTN:	100.00
Solutions Inc	602.60
Educational & Training Service	
ISAC	380.00
Engineering Services	
State Hygienic Laboratory	390.00
Labor Relations Services	
Jack R. Reed Iowa Negotiation	2,250.00
Water & Sewer	
City of Sidney	983.62
Buildings	

Custodial	
CINTAS LOC 749	30.00
Dues & Memberships	
Card Services	30.00
District IV Recorders' Assoc.	50.00
Data Processing	
Access Technologies, Inc. Acce	516.72
Great Western Bank	437.14
Solutions Inc	1,396.98

General Supplemental Fund

Official Publ & Legal Notices	
The Malvern Leader/Beacon Ent.	60.48

Rural Services Basic Fund

Wearing Apparel & Uniform	
Card Services	138.61
Galls, LLC.	91.80
Great Plains Uniforms LLC	307.50
Sanitation & Disposal Services	
Fremont Co Sanitary Landfill	4,427.92
Richardson Sanitation Scott Ri	650.00

Secondary Road Fund

Cover Aggregate & Sand	
Schildberg Constr Co Inc	8,391.07
Custodial Supplies	
Wells Fargo Bank Elite Card Pa	121.00
Hardware (non motor vehicle)	
Tunnicliff, Inc. dba JB Parts	89.44
Menards	63.72
O'Reilly Auto Parts	29.46
Parts (non motor vehicle)	
CINTAS LOC 749	25.58
Fuels	
Farragut Oil Inc	1,638.49
Holt Gas Co. Inc.	20,992.85
Wells Fargo Bank Elite Card Pa	81.48
Lubricants	
Allied Oil & Tire Company	1,920.26
Freightliner Truck Center Co	71.88
Safety Items	
Menards	63.66
Minor Mv Parts & Access	
MHC Kenworth	200.96
O'Reilly Auto Parts	195.50
Sioux City Truck Sales, Inc Mi	356.59
Sioux City Foundry Company	2,400.00
Stationery & Forms	
Kriegler Office Equipment	29.44
Wells Fargo Bank Elite Card Pa	31.91
Employee Mileage & Subsistence	
Wells Fargo Bank Elite Card Pa	747.55
Educational & Training Service	
Iowa State University	90.00
Wells Fargo Bank Elite Card Pa	201.83
Engineering Services	
Barker, Lemar and Assoc., Inc.	1,789.95
Medical & Health Services	
Eyecare Associates of SW Iowa	125.00
Water & Sewer	
City of Sidney	121.25
Motor Vehicle Equipment	
Interstate Power Systems Inc	1,177.63
Machinery & Mech Equipment	
Wells Fargo Bank Elite Card Pa	32.14
Sanitation & Disposal Services	
Richardson Sanitation Scott Ri	140.00
Dues & Memberships	
Wells Fargo Bank Elite Card Pa	100.00
Jnt Disaster Serv.Fund	
Fuels	
WEX BANK	100.24
Co. Assessor Agency Fund	
Fuels	

Midwest Data Center, Inc.	81.66	WEX BANK	28.51
Fixed Plant Equipment		Stationery & Forms	
Chris Eickemeyer Eickemeyer Re	228.38	Farm & Home Publishers	46.00
Office & Data Proc Equip Maint		Data Processing Supplies	
Midwest Data Center, Inc.	1,000.00	Vanguard Appraisals Inc.	10,550.00
Miscellaneous Repair & Maint		E911 Surcharge	
AgriVision Equipment Group LLC	86.18	Telephone & Telegraph Services	
Buildings - Rental		Windstream Iowa Communication	206.10
General Basic Fund	60.07	Other	
Office Equipment		FMTC-SWT, Inc Omnitel Communic	212.96
Michael E. Leishear Able Zebra	315.80	Prairie Telephone Company, Inc	734.00
Government Forms and Supplies,	115.50	Windstream Iowa Communication	483.42
JL Time & Attendance CO	197.25	Fremont Co-HRA	
Paper Tiger Shredding	30.00	Medical & Health Charges	
Ricoh USA, Inc	201.50	Midwest Group Benefits	9,018.33
		Grand Total	104,616.56