WOODBURY COUNTY BOARD OF SUPERVISORS AGENDA ITEM(S) REQUEST FORM

#17

Date: 01.11.2018 Weekly Agenda Date: 01.16.2018

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Sheriff Dave Drew

WORDING FOR AGENDA ITEM:

Set and publish public hearing date of Jan. 30, 2018 at 4:45 p.m. for County ordinance allowing the Woodbury County Sheriff's Office to waive residency requirements for Reserve Peace Officers.

ACTION REQUIRED:

Approve Ordinance ☐ Approve Resolution ☐ Approve Motion ☑

Public Hearing ☐ Other: Informational ☐ Attachments ☑

EXECUTIVE SUMMARY:

Set and publish public hearing date for county ordinance allowing the Woodbury County Sheriff's Office to waive residency requirements for Reserve Peace Officers.

BACKGROUND:

Iowa Admin Code 501-10.100(1) allows Iowa counties that border other states have a county ordinance allowing out of state residents to become members of Iowa county Reserve Deputy programs. Woodbury County borders Nebraska and South Dakota and receives Reserve Deputy applications from qualified out of state residents. Our waiver allowing for out of state residents expires this spring.

FINANCIAL IMPACT:

None.

IF THERE IS A CONTRACT INVOLVED IN THE AGENDA ITEM, HAS THE CONTRACT BEEN SUBMITTED AT LEAST ONE WEEK PRIOR AND ANSWERED WITH A REVIEW BY THE COUNTY ATTORNEY'S OFFICE?

Yes ☐ **No** ☑

RECOMMENDATION:

Set and publish public hearing date for county ordinance allowing the Woodbury County Sheriff's Office to waive residency requirements for Reserve Peace Officers.

ACTION REQUIRED / PROPOSED MOTION:

Discussion and action on motion to set and publish public hearing date of January 30, 2018, at 4:45 p.m. for county ordinance allowing the Woodbury County Sheriff's Office to waive residency requirements for Reserve Peace Officers.

Approved by Board of Supervisors April 5, 2016.

WOODBURY COUNTY, IOWA

ORDINANCE NO. _____

TITLE: An ordinance allowing the Woodbury County Sheriff's Office to waive residency requirements for Reserve Peace Officers.

WHEREAS the Woodbury County Board of Supervisors finds that reserve peace officers are a vital part of the Woodbury County Sheriff's Office

WHEREAS Woodbury County is uniquely located on the border with two states, with populated areas on each side of the border

WHEREAS many adjoining counties do not offer reserve peace officer programs

WHEREAS residents of these counties have expressed interest in serving their community through a reserve peace officer program.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, IOWA:

SECTION 1. The Woodbury County Sheriff's Office is authorized to waive the residency requirement for reserve police officers on a case by case basis, as defined in Iowa Admin, Code § 501-10.100(1).

SECTION 2. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. Should any section, phrase or provision of this ordinance be declared invalid or unconstitutional by a court of competent jurisdiction, that decision shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid or unconstitutional.

SECTION 4. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

This Ordinance passed and approved by the Board of Supervisors of Woodbury County, Iowa, on this _____ day of _____, 2018.

First Hearing: _____

Second Hearing: _____

Third Hearing: _____

WOODBURY COUNTY BOARD OF SUPERVISORS

_____

Rocky De Witt, Chair

ATTEST:

Patrick Gill, County Auditor

Matthew Ung, Member

Marty Pottebaum, Member

Keith Radig, Member

Jeremy Taylor, Member