RESOLUTION # 10,795

WHEREAS, the Woodbury County Board of Supervisors is charged with the duty to act in the best interests of the citizens of Woodbury County;

WHEREAS, Iowa Code § 331.301(1) authorizes the Board to "exercise any power and perform any function it deems appropriate to protect and preserve the rights, privileges, and property of the county or of its residents, and to preserve and improve the peace, safety, health, welfare, comfort, and convenience of its residents";

WHEREAS, Woodbury County policies and the county employee handbook provide for the safety of Woodbury County employees;

WHEREAS, the Woodbury County Board of Supervisors directs the "general custody and control" of the courthouse" (*See* Iowa Code § 331.502(1)) and provides for the courthouse physical facilities and its operational funding (*See* Iowa Code § 602.1303);

WHEREAS, the amendments to Chapter 724 contained in Senate File 2379 (effective January 1, 2011) relating to the issuance of permits to carry firearms do not preempt the authority or power of the Board of Supervisors to enact policies and regulations regarding the protection of county property, county employees and officials, and the public present on county property;

WHEREAS, the Woodbury County Board of Supervisors has determined that prohibiting the introduction of firearms and other dangerous weapons into certain buildings owned and operated by Woodbury County would promote the aforementioned interests;

THEREFORE, BE IT RESOLVED:

1. No member of the public, whether or not the individual possesses a valid permit to carry weapons, shall carry or possess a firearm or other dangerous weapon as described in Iowa Code §§ 702.7 and 724.1 into any building or structure owned, leased, or occupied by Woodbury County identified as follows:

   Woodbury County District Courthouse, 620 Douglas, Sioux City, Iowa;
   Woodbury County Law Enforcement Center, 407 7th Street, Sioux City, Iowa;
   Trosper-Hoyt Building, 822 Douglas, Sioux City, Iowa;
   Prairie Hills, 1600 County Home Rd, Sioux City, Iowa.

2. The Auditor shall cause to be posted in the entryways of each of the above named buildings, owned, leased, or occupied by Woodbury County, notices that are sufficient to warn and advise members of the public of the existence of this policy.

3. Persons acting in violation of this policy shall be subject to prosecution for criminal trespass pursuant to Iowa Code § 716.7.

4. Exemptions. This policy shall not apply to:
   a. Peace officers as defined in Iowa Code §§ 801.4 and 724.2A;
   b. Qualified law enforcement officers as defined in 18 U.S.C. § 926B acting in the course of their official duties.
   c. Members of the armed forces of the United States or the national guard when the person's duties or lawful activities require possession of a dangerous weapon on county property;
   d. Correctional officers authorized by the Department of Corrections to carry, possess, or display a weapon or firearm;
   e. Persons who have a valid Iowa professional permit to carry weapons;
   f. Persons responsible for possessing or carrying unloaded firearms or other dangerous weapons as evidence for use in court proceedings.
   g. Anyone given specific authorization by the Board of Supervisors or Woodbury County Sheriff's Office with such a list to be maintained in the office of the Board.

Dated this 16th day of August, 2011.

Chair, Woodbury County Board of Supervisors

ATTEST:

County Auditor