

Story County
Board of Supervisors Meeting
Agenda
1/2/20

1. CALL TO ORDER: 10:00 A.M.
2. PLEDGE OF ALLEGIANCE:
3. ADOPTION OF AGENDA:
4. PUBLIC COMMENT #1:
This comment period is for the public to address topics on today's agenda
5. ORGANIZATION OF THE BOARD:
 1. Election of Officers
 2. Set day and time of regular meetings

Department Submitting Auditor

6. AGENCY REPORTS:
7. CONSIDERATION OF MINUTES:

- I. 12/23/19 Minutes

Department Submitting Auditor

8. CONSIDERATION OF PERSONNEL ACTIONS:

- I. Action Forms

1) new hire, effective 1/5/20, in Sheriff's Office for Tanner Habhab @ \$1,747.20/bw

Department Submitting HR

9. CONSENT AGENDA:

(All items listed under the consent agenda will be enacted by one motion. There will be no separate discussion of these items unless a request is made prior to the time the Board votes on the motion.)

- I. Consideration Of Resolution #20-48, Construction Evaluation Resolution, Relating To The Construction Of A Confinement Feeding Operation Structure

Department Submitting Auditor

Documents:

[RESOLUTION CE.PDF](#)

- II. Consideration Of Appointment Of Permanent Clerk To The Board Of Supervisors For Calendar Year 2020 – Michelle Bellile

Department Submitting Auditor

- III. Consideration Of Appointment Of Story County Weed Commissioner For Calendar Year

2020 – Joe Kooiker

Department Submitting Auditor

Documents:

[WEED COMMISSIONER.PDF](#)

IV. Consideration Of The Designation Of Official Legal Newspapers For Story County For Calendar Year 2020 – Ames Tribune, Nevada Journal, And The Tri-County Times

Department Submitting Auditor

V. Consideration Of Appointment For The 2020 Condemnation Commission For The Following:

(a) Bankers, Auctioneers, and Appraisers – Lonny Flack, Nevada; Rick Schreier, Story City;

Jon Klein, Maxwell; Dave Whitaker, Ames; Edgar Christian, Story City;

(b) Owners of City Property – Curt Bauer, Ames; Josh Eaton, Nevada; Ben Weir, Colo;

Mark Jackson, Story City; Stephen Mahoney, Gilbert; Scott DeYoung, Cambridge;

Matt Mardeson, Nevada; Timothy Grandon, Ames;

(c) Licensed Real Estate Sales Person – Marc Olson, Lisa Nady, Matt Law, Misty Metschke,

Marian Olive, Ann Patterson, Gina McAndrews, Adrian McMullen

(d) Owners or Operators of Agricultural Property – Heath Finch, Ames; Frank McLain; Nevada;

Allen Ambrecht, Colo; Al Hermanson, Story City; Dave Jensen, Nevada; Paul Mens, Maxwell;

Jeff Anderson, Nevada

Department Submitting Board

VI. Consideration Of Renewal Of Class E Liquor License (LE) For Casey's Marketing Co., Casey's General Store #2301, 17005 Hwy 69, Gilbert, Ia., Effective 2/28/20-2/27/21 For Class B Native Wine Permit, Class B Wine Permit, Class C Beer Permit (Carryout), Class E Liquor License (LE), And Sunday Sales

Department Submitting Auditor

Documents:

[CASEYS.PDF](#)

- VII. Consideration Of Renewal Of Class B Beer (BB) (Includes Wine Coolers) For Alluvial Brewing Co., LLC, 3715 West 190th St., Ames, Ia. Effective 3/1/20-2/29/21, Including Outdoor Service, And Sunday Sales

Department Submitting Auditor

Documents:

[ALLUVIAL.PDF](#)

- VIII. Consideration Of Proposed Modifications To The Facade Improvement Grant Program

Department Submitting Board of Supervisors

Documents:

[PROPOSED CHANGES JANUARY 2 TO FACADE PROGRAM.PDF](#)
[FACADE PROGRAM.PDF](#)

10. PUBLIC HEARING ITEMS:

11. ADDITIONAL ITEMS:

- I. Discussion And Consideration Of Appointment Of Supervisors As Representatives For Calendar Year 2020 For The Following:

<!--[if !supportLists]-->

- 1) Aging Resources of Central Iowa Board of Directors – Lisa Heddens; Lauris Olson, alternate
- 2) Ames Area Metropolitan Planning Organization Transportation Policy Committee (TPC) –Lauris Olson; Lisa Heddens, alternate
- 3) Ames Area Metropolitan Planning Organization Transportation Technical Committee (TTC) – Darren Moon; Tyler Sparks, alternate
- 4) Ames Economic Development Commission (AEDC) –Lauris Olson, Linda Murken alternate
- 5) BooST Together for Children Board (Boone and Story counties Early Childhood Iowa (ECI) Area Board) – Lisa Heddens
- 6) Central Iowa Community Services (Regional Board) – Lisa Heddens; Lauris Olson, alternate
- 7) Central Iowa Juvenile Detention Board – Lisa Heddens; Linda Murken, alternate
- 8) Central Iowa Regional Transportation Planning Alliance (CIRTPA) TPC - Policy Committee – Lauris Olson: Lisa Heddens, alternate
- 9) Central Iowa Regional Transportation Planning Alliance (CIRTPA) TTC - Committee - Darren Moon; Tyler Sparks, alternate
- 10) Central Iowa Region 11 Workforce Development CEO Board – Lauris Olson; no alternate
- 11) Central Iowa Regional Housing Authority Executive Committee (CIRHA) – Lauris Olson
- 12) City of Ames Assessor's Mini-Board- Lisa Heddens; Lauris Olson, alternate
- 13) Four Mile Creek Watershed Management Authority: Leanne Harter; Linda Murken, alternate
- 14) Headwaters of South Skunk Watershed Management Authority – Linda Murken
- 15) Heart of Iowa Regional Transit Agency (HIRTA) Board – Lauris Olson; Linda

- Murken, alternate
- 16) Mid-Iowa Community Action (MICA) – Lisa Heddens
 - 17) Prairie Rivers of Iowa Board (subject to invitation) – Linda Murken; Lauris Olson, alternate
 - 18) Second Judicial District Department of Correctional Services Board – Linda Murken; Lisa Heddens, alternate
 - 19) Squaw Creek Watershed Management Authority – Linda Murken
 - 20) StoryComm Board of Directors – Linda Murken
 - 21) Story County 911 Service Board – Paul Fitzgerald; Linda Murken, alternate
 - 22) Story County Board of Health (ex-officio) – Lisa Heddens; Lauris Olson, alternate
 - 23) Story County Conservation Board (ex-officio) – Linda Murken
 - 24) Story County De-categorization (DeCat) Board – Lisa Heddens; Linda Murken, alternate
 - 25) Story County Emergency Management Commission – Linda Murken; Lauris Olson, alternate
 - 26) Story County Housing Trust Fund Board – Lauris Olson
 - 27) Story County Judicial Magistrate Appointment Commission – Linda Murken
 - 28) Story County Watershed Assessment Working Group – Linda Murken

Department Submitting Auditor

II. Discussion And Consideration Of Resolution #20-49, 2020 Central Iowa Regional Transportation Planning Alliance Appointments

Department Submitting BOS

Documents:

[RESOLUTION 2049.PDF](#)

III. Discussion And Consideration Of Options To Fill The Upcoming County Attorney Vacancy, Pursuant To Code Of Iowa §69.14A (2) - Lucy Martin

Department Submitting Auditor

Documents:

[OPTIONS TO FILL VACANCY COUNTY ATTORNEY.PDF](#)

12. DEPARTMENTAL REPORTS:

13. OTHER REPORTS:

14. UPCOMING AGENDA ITEMS:

15. PUBLIC FORUM #2:

Comments from the Public on Items not on this Agenda. The Board may not take any Action on the Comments due to the Requirements of the Open Meetings Law, but May Do So In the Future.

16. LIAISON ASSIGNMENTS, COMMITTEE MEETINGS UPDATES, AND ANNOUNCEMENTS FROM THE SUPERVISORS:

17. ADJOURNMENT:

Story County strives to ensure that its programs and activities do not discriminate on the basis of race, color, national origin, sex, age or disability. Persons requiring assistance, auxiliary aids or services, or accommodation because of a disability may contact the county's ADA coordinator at (515) 382-7204.

**RESOLUTION # 20-48
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, 2020 and January 31, 2021 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 STORY COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Dated this 2nd day of January 2020.

Chairperson, Board of Supervisors

Attest:

County Auditor

ROLL CALL	Lauris Olson	Yea___	Nay___	Absent___
FOR ALLOWANCE	Lisa Heddens	Yea___	Nay___	Absent___
	Linda Murken	Yea___	Nay___	Absent___

ALLOWED BY VOTE
OF BOARD

Yea___ Nay___ Absent___

CHAIRPERSON

Above tabulation made by _____



2020 COUNTY WEED COMMISSIONER CERTIFICATION FORM

For the County of: Story

Weed Commissioner's Contact Information:

Name Joseph Kooiker	Year Appointed 1994
Mailing Address 837 N. Avenue	Telephone 515-382-7367
City, Zip Code Nevada, IA 50201	Alternate Telephone
Email Address Jkooiker@storycountyia.gov	Pesticide Certificate # 01979

Signed: _____ Date: _____
 Chair/President, County Board of Supervisors

PLEASE RETURN THIS FORM TO:

IOWA DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
State Weed Commissioner
2230 South Ankeny Boulevard
Ankeny, IA 50023-9093

317.3 Weed commissioner -- standards for noxious weed control.

The board of supervisors of each county may annually appoint a county weed commissioner who may be a person otherwise employed by the county and who passes minimum standards established by the department of agriculture and land stewardship for noxious weed identification and the recognized methods for noxious weed control and elimination. The county weed commissioner's appointment shall be effective as of March 1 and shall continue for a term at the discretion of the board of supervisors unless the commissioner is removed from office as provided for by law. The county weed commissioner may, with the approval of the board of supervisors, require that commercial applicators and their appropriate employees pass the same standards for noxious weed identification as established by the department of agriculture and land stewardship. The name and address of the person appointed as county weed commissioner shall be certified to the county auditor and to the secretary of agriculture within ten days of the appointment. The board of supervisors shall fix the compensation of the county weed commissioner and deputies. In addition to compensation, the commissioner and deputies shall be paid their necessary travel expenses. At the discretion of the board of supervisors, the weed commissioner shall attend a seminar or school conducted or approved by the department of agriculture and land stewardship relating to the identification, control, and elimination of noxious weeds.

The board of supervisors shall prescribe the time of year the weed commissioner shall perform the powers and duties of county weed commissioner under this chapter which may be during that time of year when noxious weeds can effectively be killed. Compensation shall be for the period of actual work only although a weed commissioner assigned other duties not related to weed eradication may receive an annual salary. The board of supervisors shall likewise determine whether employment shall be by hour, day or month and the rate of pay for the employment time.

Applicant License Application (LE0002103)

Name of Applicant: <u>Casey's Marketing Company</u>		
Name of Business (DBA): <u>Casey's General Store #2301</u>		
Address of Premises: <u>17005 Hwy 69</u>		
City <u>Gilbert</u>	County: <u>Story</u>	Zip: <u>50010</u>
Business	<u>(515) 233-5069</u>	
Mailing	<u>PO Box 3001</u>	
City <u>Ankeny</u>	State <u>IA</u>	Zip: <u>500218045</u>

Contact Person

Name <u>JESSICA FISHER, Store Operations</u>
Phone: <u>(515) 446-6404</u> Email <u>JESSICA.FISHER@caseys.com</u>

Classification Class E Liquor License (LE)

Term: 12 months

Effective Date: 02/28/2019 *2020*

Expiration Date: 02/27/2020 *2021*

Privileges:

- Class B Native Wine Permit
- Class B Wine Permit
- Class C Beer Permit (Carryout Beer)
- Class E Liquor License (LE)
- Sunday Sales

Status of Business

BusinessType: <u>Publicly Traded Corporation</u>
Corporate ID Number: <u>XXXXXXXXXX</u> Federal Employer ID <u>XXXXXXXXXX</u>

Ownership

42-0935283 Casey's General Stores, Inc.

First Name: 42-0935283 **Last Name:** Casey's General Stores, Inc.
City: Ankeny **State:** Iowa **Zip:** 50021-804
Position: Owner
% of Ownership: 100.00% **U.S. Citizen:** Yes

Julia L. Jackowski

First Name: Julia L. **Last Name:** Jackowski
City: Urbandale **State:** Iowa **Zip:** 50322
Position: Secretary
% of Ownership: 0.00% **U.S. Citizen:** Yes

James Pistillo

Applicant License Application (BB0035475)

Name of Applicant: <u>Alluvial Brewing Company, LLC</u>		
Name of Business (DBA): <u>Alluvial Brewing Company</u>		
Address of Premises: <u>3715 West 190th Street</u>		
City <u>Ames</u>	County: <u>Story</u>	Zip: <u>50014</u>
Business	<u>(515) 337-1182</u>	
Mailing	<u>3715 West 190th Street</u>	
City <u>Ames</u>	State <u>IA</u>	Zip: <u>50014</u>

Contact Person

Name <u>Elliot Thompson</u>	
Phone: <u>(515) 460-6581</u>	Email <u>elliott@alluvialbrewing.com</u>

Classification Class B Beer (BB) (Includes Wine Coolers)

Term: 12 months

Effective Date: 03/01/2019

Expiration Date: 02/29/2020

Privileges:

- Class B Beer (BB) (Includes Wine Coolers)
- Outdoor Service
- Sunday Sales

Status of Business

BusinessType: <u>Limited Liability Company</u>	
Corporate ID Number: <u>XXXXXXXXXX</u>	Federal Employer ID <u>XXXXXXXXXX</u>

Ownership

Elliot Thompson

First Name: Elliot **Last Name:** Thompson
City: Ames **State:** Iowa **Zip:** 50014
Position: Owner
% of Ownership: 100.00% **U.S. Citizen:** Yes

Insurance Company Information

Insurance Company: <u>Selective Insurance Company of America</u>	
Policy Effective Date: <u>03/01/2019</u>	Policy Expiration <u>03/01/2020</u>
Bond Effective	Dram Cancel Date:
Outdoor Service Effective	Outdoor Service Expiration
Temp Transfer Effective Date	Temp Transfer Expiration Date:



County Outreach and Special Projects Manager
Story County, Iowa
Administration Building
900 6th Street, Nevada, Iowa 50201

Ph. 515-382-7247 Email: lharter@storycountyiowa.gov
www.storycountyiowa.gov

TO: Story County Board of Supervisors
FROM: Leanne Lawrie Harter, AICP, CFM
RE: Consideration of Modifications to the Façade Improvement Grant Program
DATE: December 23, 2019

At the economic development worksession of the Board of Supervisors held in December, Supervisor Linda Murken suggest the text as listed below be incorporated into the agreement section of the program guidelines. Attached are the revised guidelines with the additions to pages three and four.

- Work is expected to be completed and bills submitted within 12 months of the grant award date. A complete copy of bills from expenses relating to the project must be presented to Story County before the grant money will be awarded. The amount of the grant may be adjusted if the actual cost is lower than the estimated cost. Any deviations from the approved application may disqualify the applicant.

If approved by the Board on January 2nd, the documentation on the County's website will be updated.



PLEASE RECYCLE

STORY COUNTY FAÇADE IMPROVEMENT GRANT PROGRAM

A Public-Private Partnership Program sponsored by Story County
to revitalize small town commercial business areas

Story County, Iowa



STORY COUNTY FAÇADE IMPROVEMENT GRANT PROGRAM

PROGRAM GUIDELINES

PURPOSE

Story County identifies that the aesthetic quality and the economic vitality of each business is linked with the success of surrounding commercial establishments. Revitalized business districts can contribute greatly to the revitalization of the community at large and extends beyond the community to the entire region. The **Story County Façade Improvement Grant Program** provides financial assistance to the city governments, working in collaboration with private commercial businesses within their city limits, for façade improvements. The purpose is to support the revitalization of business districts in small towns by stimulating private investments that enhance the appearance of buildings and properties.

ELIGIBILITY

ALLOWABLE AWARDS

The County will award a one-time reimbursement grant up to 20% or not more than \$10,000 towards the total project costs of façade improvements. The city shall provide matching funds equal to or greater than the maximum provided by the County. The matching funds can be either direct funds or in-kind. In-kind matching funds must be demonstrated through the following means:

- assigned value is reasonable, consistent, and is suitably allocated within the program budget; and
- basis used for determining the value of the personal services, material or equipment, facility use or building contributed is documented.

The Story County Board of Supervisors annually budgets \$10,000 each fiscal year beginning July 1st. The County reserves the right to fund one or several applications as funding allows. An applicant may only submit and receive funding for one application each fiscal year.

ELIGIBLE APPLICANTS

It is the goal of the program to create public-private partnerships between the business owners, city government, and the County, to create the greatest benefit to all citizens both within the city and county as a whole. The city acts as the “applicant” for all applications for the **Story County Façade Improvement Grant Program**. Eligible properties and/or businesses shall work with the city council of their respective community. A city shall apply on behalf of the eligible properties and/or business and all funds disbursements from the County shall go to the city. Additional applicant requirements are identified in the “Terms of Agreement” found at the end of the program guidelines.

Eligible properties are located in communities within Story County with a population less than 2,000 persons, according to the 2010 US Census.

The eligible business shall be a legally established and licensed business in the State of Iowa and shall be in conformance with all applicable City/County/State codes and regulations. The County reserves the right to deny and/or withhold funding to properties delinquent on payment of fines, fees or taxes. Ineligible properties include owners of--primarily residential structures, churches and other religious institutions, tax delinquent property or a property whose owner has any other tax delinquent property. In addition, any projects that have commenced prior to their approval by the County shall be ineligible for grant funding.

ELIGIBLE IMPROVEMENTS

Eligible expenditures will include only projects oriented towards the exterior improvements of existing structures; the portion visible from the road right-of-way upon which the structure fronts. All work must result in a publicly visible improvement. Grants cannot be used to correct code violations or occurrences covered by insurance.

All improvements, except for painting, shall be completed by a licensed contractor, and shall be made in conformance with all applicable building codes, laws and zoning requirements.

ELIGIBLE IMPROVEMENTS INCLUDE:

- Exterior buildings improvements, either cosmetic and/or structural
- Signage* (not including billboards)
- Lighting*
- Landscaping*

*These improvements shall apply if it has been determined that the structural and cosmetic conditions of the façade are at an acceptable level.

Exterior improvements must be of compatible color/style with the surrounding building and architecture. Exceptions may be considered on a case by case basis. If a structure is of historic significance (i.e. it has been listed as a local landmark, is listed or is eligible for listing on the National Register of Historic Places), improvements must be in conformance with the *Secretary of Interior's Standards for Rehabilitation*, as well as *Guidelines for Rehabilitating Historic Buildings* will apply.

During the application review, special consideration will be given to projects that meet the following criteria:

- Structures located in their respective central business district, i.e. Main Street.
- Projects that leverage more private investment than the required matching amount.
- Projects designed by a licensed architect.
- Historic structures.

APPLICATION ROUTING

Once the application materials are complete, a property/business owner shall submit all materials to their respective city. The city will review the application and make a determination of the maximum match they are able to contribute towards the project, keeping in mind there the requirement that the city shall provide matching funds equal to or greater than the maximum provided by Story County. Once the city has made a match determination, they shall forward the application to the County, for review.

APPLICATION DEADLINE

Applications are accepted at any time; however, an application must be approved by the Board of Supervisors prior to work being undertaken. Qualified projects to be awarded on a first come, first served basis following the beginning of the fiscal year.

Work is expected to be completed and bills submitted within 12 months of the grant award date. A complete copy of bills from expenses relating to the project must be presented to Story County before the grant money will be awarded. The amount of the grant may be adjusted if the actual cost is lower than the estimated cost. Any deviations from the approved application may disqualify the applicant.

STORY COUNTY FAÇADE IMPROVEMENT GRANT PROGRAM APPLICATION FORM



PROJECT INFORMATION

PROJECT ADDRESS _____ PROPERTY OWNER _____

BUSINESS OWNER _____ NAME OF BUSINESS _____
(IF DIFFERENT FROM PROPERTY OWNER)

CONTACT INFORMATION

APPLICANT (CITY CONTACT PERSON) _____ CONTACT ADDRESS _____

PHONE _____ E-MAIL _____

AMOUNT REQUESTED*: _____ MATCHING AMOUNT _____

APPLICATION ATTACHMENT CHECKLIST

In addition to the completed application, please attach the following:

- Written consent from property owner giving permission to conduct improvements
- Color photographs of existing conditions
- Written statement that outlines in detail scope of the project
- Project budget that includes detailed cost estimates prepared by contractors
- Any design documents prepared by a licensed architect or engineer, if available

PLEASE READ

By signing below you certify that to the best of your knowledge you have submitted all the required information to apply for a façade grant and that the information is accurate. You further acknowledge that you have read and agree to the Terms of Agreement outlined on the back of this form.

* Work is expected to be completed and bills submitted within 12 months of the grant award date. A complete copy of bills from expenses relating to the project must be presented to Story County before the grant money will be awarded. The amount of the grant may be adjusted if the actual cost is lower than the estimated cost. Any deviations from the approved application may disqualify the applicant.

SIGNATURE OF PROPERTY/BUSINESS OWNER: _____ DATE _____

SIGNATURE OF APPLICANT: _____ DATE _____

Name and Title (Chief Elected Official)

SUBMIT COMPLETED APPLICATION TO:
 Story County – County Outreach and Special Projects Manager
 900 6th Street - Nevada, Iowa 50201
 or email to: lharter@storycountyiowa.gov

Terms of Agreement

- The applicant is the city.
- The applicant and property/business owner meets all of the eligibility criteria outlined in the **Story County Façade Improvement Grant Program**.
- No funds are approved for the proposed improvements until the applicant is notified in writing and meets all Program requirements. **Work completed prior to final approval is ineligible for funding.**
- All funds are distributed on a reimbursement basis after all work is completed.
- The applicant shall ensure that work is performed in a satisfactory manner, as determined by the County, conforming to the approved application, project budget, and project schedule.
- The applicant shall be responsible for at least the matching funds equal to or greater than the maximum provided by the County. The applicant shall keep record of all documents, receipts, lien waivers, etc., to substantiate that they are in conformance with this requirement.
- No changes to the approved project plans shall be made without prior consent from Story County.
- Grant funds shall be disbursed only upon the satisfactory completion of the project in accordance with the approved plans for the project. It is the responsibility of the applicant and/or business to demonstrate that the project is satisfactorily complete.
- Grant funds are only to be used for the scope of the project approved by the County, and no other renovations or improvements of the structure or business.
- The applicant authorizes Story County to promote their approved project, including, but not limited to, displaying a sign at the site during and after the construction, and using photographs and descriptions of the project in County media materials.
- Work is expected to be completed and bills submitted within 12 months of the grant award date. A complete copy of bills from expenses relating to the project must be presented to Story County before the grant money will be awarded. The amount of the grant may be adjusted if the actual cost is lower than the estimated cost. Any deviations from the approved application may disqualify the applicant.

Acknowledgement of Terms of Agreement

SIGNATURE OF APPLICANT: _____ DATE _____
Name and Title (Chief Elected Official)

**OPTIONS
TO FILL VACANCY
FOR
COUNTY ATTORNEY**

**Presentation
to
BOS**

January 2, 2020

OPTIONS TO FILL VACANCY

- A vacancy in the office of County Attorney is filled pursuant to *Code of Iowa* §69.14A (2)
- The vacancy is filled either by
 - Appointment by the Board of Supervisors (§69.14A (2) (a))
 - OR
 - Special election (§69.14A (2) (b))
- Appointment shall be made within 40 days
- Special Election shall be held at the earliest practicable date
- If appointment is made, citizens may still petition for a special election within 14 days of the appointment

QUALIFICATIONS

Pursuant to *Code of Iowa* §331.751, a person elected or appointed to the office of county attorney shall be:

- A registered voter of the county
- Be admitted to the practice of law in the courts of this state as provided by law
- Cannot be suspended from the practice of law or had the license to practice law revoked in Iowa or any other state

TIMELINE COMPARISON

Special Election

- Due to conflicting school elections, earliest practicable date is Tuesday, March 24
- Candidate filing deadline: Friday, February 28
- Canvass: March 31 – new Attorney sworn in same day

Appointment

- Notice of Intention to Appoint must be published 4-20 days before the meeting
- Appointment must occur no later than March 17 (within 40 days after vacancy occurs)
- Appointee sworn in no later than March 17
- Citizens may petition within 14 days of appointment to hold a special election – signatures needed 4,283

TERMS

Special Election

- Seat goes on March 24 Special Election ballot as County Attorney – to fill a vacancy
- Winner on March 24 is elected for the residue of the term
- BOS seat currently filled by appointment will also go on the ballot

Appointment

- Appointee serves until the next pending election (next scheduled is November 3, 2020)
- Whomever is elected on November 3, 2020 is sworn in after canvass
- Seat will also appear on June 2, 2020 Primary Election ballot for parties to nominate candidates

**A vacancy does not change the term of office.
The seat will be up for its regular four-year term in 2022.**

ESTIMATED COSTS

Special Election

- Assuming the use of vote centers, ~\$30,000

Appointment

- Publication costs for public meetings
- Overtime for clerk (if night meetings)
- Under \$300

ELECTION INFORMATION

Special
Election
Option

HOW ARE CANDIDATES NOMINATED?

Partisan

- Political parties must nominate candidates by reconvening the county convention [§43.78]
- Candidates file a convention certificate and an affidavit of candidacy.

Non-Partisan

- Candidates file a nomination petition with 250 signatures from eligible electors and an affidavit of candidacy

For partisan elections, non-party political organizations (NPPOs) may nominate candidates by either nominating convention (§44.1) or by circulating nomination petitions for the candidate which specify the NPPO (§45.1)

FILING DEADLINE

Special Election

March 24, 2020

Friday, February 28, 2020

5 pm

The filing clerk is the County Auditor.

ESTIMATED VOTER TURNOUT

**Special Election
March 24, 2020**

~5 to 15 %

Variables include:

- weather
- number of candidates
- absentee voting activity