

NOTICE- Vacancy of County Attorney

Effective January 2, 2023, there will be a vacancy for the position of the County Attorney for Dickinson County. Pursuant to Iowa Code sections 69.8, 69.14A, and 39.17 the Board of Supervisors gives the following notice. The vacancy of the County Attorney may be made by appointment by the Board of Supervisors or by Special Election.

The Board of Supervisors intends to fill the vacancy by appointment but the electors of the county have the right to file a petition requiring that the vacancy be filled by special election.

The person appointed to the County Attorney position must be a resident of the County at the time of their appointment. This appointment shall be effective through the General Election November 5, 2024. at which time the person elected to the succeeding term shall serve the balance of the unexpired term. (Iowa Code 69.14A (b)(2).

The Dickinson County Auditor (1802 Hill Avenue; Suite 1400) must receive applications for appointment by December 30, 2022, from anyone interested in filling the above term of office. Appointment will be made before Monday, February 13, 2023. The Board has the right to reject any and all applications.

In the event of a vacancy for which no eligible candidate residing in the county comes forward for appointment, the county board of supervisors may employ a person to perform the duties of the office for at least sixty days but no more than ninety days. After ninety days, the board shall proceed with a special election.

Within fourteen (14) days of the Board of Supervisors appointment of a new County Attorney, a member of the public may file a petition with the County Auditor requesting a special election to fill the vacancy, and in such case, the Board's appointment is temporary and a special election shall be called. The petition shall meet the requirements of section 331.306. A signature shall not be considered valid if the signature is dated prior to the date on which the appointment was made.

The petition is valid if signed by eligible electors of the county equal in number to at least ten percent of the votes cast in the county for the governor at the preceding general election. The petition shall include the signatures of the petitioners, a statement of their place of residence, and the date on which they signed the petition.

Alternatively, the board of supervisors may, on its own motion, call for a special election to fill the vacancy in lieu of appointment. The supervisors shall order the special election at the earliest practicable date but giving at least thirty-two days' notice of the election and the election shall be held on a Tuesday.

Dickinson County Board of Supervisors
William C. Leupold-Chair