

2.1 board must publish a proposed resolution notifying the public of its intent to consider the
2.2 issue once each week for two consecutive weeks in the official publication of the county.
2.3 Following publication and prior to formally adopting the resolution, the county board shall
2.4 provide an opportunity at its next regular meeting for public comment relating to the issue.
2.5 After the public comment opportunity, at the same meeting or a subsequent meeting, the
2.6 county board of commissioners may adopt a resolution that provides for the appointment
2.7 of the county auditor-treasurer as permitted in this section. The resolution must be
2.8 approved by at least 80 percent of the members of the county board. The resolution may
2.9 take effect 60 days after it is adopted, or at a later date stated in the resolution, unless a
2.10 petition is filed as provided in paragraph (b).

2.11 (b) Within 60 days after the county board adopts the resolution, a petition requesting
2.12 a referendum may be filed with the county auditor-treasurer. The petition must be signed
2.13 by at least ten percent of the registered voters of the county. The petition must meet
2.14 the requirements of the secretary of state, as provided in Minnesota Statutes, section
2.15 204B.071, and any rules adopted to implement that section. If the petition is sufficient,
2.16 the question of appointing the county auditor-treasurer must be placed on the ballot at a
2.17 regular or special election. If a majority of the voters of the county voting on the question
2.18 vote in favor of appointment, the resolution may be implemented.

2.19 Subd. 5. **Reverting to elected offices.** (a) The county board may adopt a resolution
2.20 to provide for the election of an office made an appointed position under this section, but
2.21 not until at least three years after the office was made an appointed position. The county
2.22 board must publish a proposed resolution notifying the public of its intent to consider the
2.23 issue once each week for two consecutive weeks in the official publication of the county.
2.24 Following publication and before formally adopting the resolution, the county board must
2.25 provide an opportunity at its next regular meeting for public comment relating to the
2.26 issue. After the public comment hearing, the county board may adopt the resolution. The
2.27 resolution must be approved by at least 60 percent of the members of the county board and
2.28 is effective August 1 following adoption of the resolution.

2.29 (b) The question of whether an office made an appointed position under this section
2.30 must be made an elected office must be placed on the ballot at the next general election
2.31 if (1) the position has been an appointed position for at least three years, (2) a petition
2.32 signed by at least ten percent of the registered voters of the county is filed with the office
2.33 of the county auditor-treasurer by August 1 of the year in which the general election is
2.34 held, and (3) the petition meets the requirements of the secretary of state, as provided in
2.35 Minnesota Statutes, section 204B.071, and any rules adopted to implement that section.
2.36 If a majority of the voters of the county voting on the question vote in favor of making

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3.1 the office an elected position, the election for that office must be held at the next regular
3.2 or special election.

3.3 **EFFECTIVE DATE.** This section is effective the day after the Clay County Board
3.4 of Commissioners and its chief clerical officer timely complete their compliance with
3.5 Minnesota Statutes, section 645.021, subdivisions 2 and 3.