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**STAFF REPORT**

**TO: THE HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL**

**MEETING DATE: JUNE 15, 2026**

**FROM: DEREK COLE, CITY ATTORNEY**

**SUBJECT: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUTTER CREEK SUBMITTING TO VOTERS A LOCAL BALLOT MEASURE TO MAKE THE OFFICE OF CITY TREASURER AN APPOINTED POSITION**

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**Background and Analysis**

Under Government Code section 36508, the City of Sutter Creek may submit to the voters a ballot measure asking whether any elective office of the City shall be appointed by the City Council.

The City Council has expressed its desire through a council vote to submit to the voters a ballot measure proposing that the office of city treasurer be changed from an elective office to an appointive office.

By adopting the attached resolution, the City Council would call for an election submitting to the voters the question of changing this position from elected to appointed. The resolution also prescribes that the City Council would request the Amador County Board of Supervisors to consolidate the proposed ballot measure with the upcoming November 3, 2026 General Election, such that the precincts, polling places, and election officers will be the same for both elections.

Approval of the local ballot measure would also require the Sutter Creek Municipal Code (“SCMC”) to be amended to reflect that the position of city treasurer shall be appointed by City Council.<sup>1</sup> Our office has concluded that we can await the vote on the proposed measure and, if the measure is successful, our office can prepare a revision to the Code to conform to the voters’

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<sup>1</sup> Currently, section 2.10.010 of the City Code reads as follows: “The position of city treasurer shall be voted upon the date of the November 1994 statewide general election and thereafter every four years.”

approval. We would prepare such an ordinance for introduction at the City Council’s second meeting in November (if held) or first meeting in December of this year.

The resolution includes language making it clear that with both the Treasurer Election and the Ballot Measure on the November Ballot, that IF the ballot measure is approved, that will take precedence and the winner of the treasurer election will not be certified and seated. This will also be made clear in the neutral ballot comments from the City Attorney.

**Fiscal Impact**

By adopting this resolution, the City shall reimburse the County for costs incurred in conducting the municipal election alongside the November 3, 2026 General Election. We understand that, after the election, the County Election Official will provide the City with an invoice detailing the amount due. The City has already adopted a resolution for the elected offices that will run in the November election cycle, so there should be an “economy of scale” for this ballot measure in that City offices are already on the ballot.

**Recommendation**

The City Council should consider adopting the Resolution Submitting to the Voters a Local Ballot Measure to Make the Office of City Treasurer an Appointed Position.

**ATTACHMENTS:**

1. Resolution Calling for Election Regarding City Treasurer Position