

**CITY ATTORNEY'S IMPARTIAL ANALYSIS
MEASURE W**

The City Council of the City of San Juan Bautista has submitted this measure to the electors of the City. California law provides that at any municipal election, the City Council may present to the electorate the question of whether certain elective offices, including that of City Clerk, shall instead be appointed by the City Council.

A “yes” vote on Measure W favors changing the currently elective position of City Clerk to a position appointed by the City Council. Approval of the measure would result in the termination of the elected position at the expiration of the term, in November of 2024, of a City Clerk elected at the November 2022 general municipal election. The City Council would then have the authority to appoint a City Clerk who would serve at the pleasure of the City Council. Notwithstanding otherwise applicable requirements of state law, the appointed City Clerk would not be required to be an elector or resident of the City. Approval of the measure would also authorize the City to adopt an ordinance authorizing the City Manager to appoint the City Clerk.

Robert W. Rathie
City Attorney