

**Municipal Primary Election**

**City of San Diego**

**March 13, 1945**

# RESULT OF VOTE

at the Municipal Primary Election, March 13, 1945

Before it adjourns the precinct board shall post conspicuously on the outside of the polling place a copy by all the members of the board. (Section 153, City Election Code).

0-2935: Props

FOR COUNCILMAN DISTRICT NO. 1 (Vote for One)		PROPOSITION NO. 1. Amend Section 40 of the Charter of The City of San Diego. This amendment increases the salary of the City Attorney from \$6,500.00 per year to \$9,000.00 per year. 24,588	YES 30.45% 7,486	NO 69.55% 17,102
GERALD C. CRARY (Incumbent)	3,907	PROPOSITION NO. 2. Amend Section 94. of the Charter of The City of San Diego. This amendment provides that upon the rec- ommendation of the Manager, the Council by resolution may order the purchase, without ad- vertising for bids, of surplus commodities from the United States of America, or any agency thereof, or from any other public corporation, state or municipal, or any agency thereof. 23,130	YES 56.26% 13,013	NO 43.74% 10,117
SEMON T. JOHNSON	457			
ALTON H. PUTNAM	5314			
CARL SCHRODER	1,388			
FOR JUDGE OF THE MUNICIPAL COURT DEPARTMENT NO. 3 (Vote for One)		PROPOSITION NO. 3. Amend Section 117 of the Charter of The City of San Diego. This amendment adds to and includes within the Unclassified Service of said City, the posi- tion of one Assistant Manager. 22,290	YES 58.02% 12,732	NO 41.98% 9,558
PHILIP SMITH (Incumbent)		PROPOSITION NO. 4. Amend Section 150 of the Charter of The City of San Diego. This amendment consists solely of increasing the representation of the members of the Police Department on the Board of Trustees of the Police Relief and Pension Fund from one to two and adds one member to be appointed by the Manager. 22,678	YES 69.46% 15,753	NO 30.54% 6,925
FOR JUDGE OF THE MUNICIPAL COURT DEPARTMENT NO. 5 (Vote for One)				
JOHN J. BRENNAN (Incumbent)				
LOWELL HOWE				
FOR MEMBERS OF THE BOARD OF EDUCATION (Vote for Two)		PROPOSITION NO. 5. Amend Section 162 of the Charter of The City of San Diego. This amendment requires the approval and consent of the City Manager for the retirement of a member or employee in any rank of the Police Department for cause. 22,737	YES 68.44% 15,561	NO 31.56% 7,176
FRED E. LINDLEY (Incumbent)		PROPOSITION NO. 6. Amend Section 173 of the Charter of the City of San Diego. This amendment consists solely of increasing the representation of the members of the Fire Department on the board of Trustees of the Firemen's Relief and Pension Fund from one to two and adds one member to be appointed by the Manager. 22,811	YES 71.25% 16,252	NO 28.75% 6,559
HARVEY L. LEWIS, JR.				
SAMUEL J. McCLENDON				

Total Registered Voters: 122,924  
Total Vote: 27,694

spector

Clerk

00311

PRECINCT BOARD



## RESU

Before it adjourns the precinct b  
by all the members of the board. (S

0-2943

Total Vote  
Dist. No. 2  
4,401

**FOR COUNCILMAN  
DISTRICT NO. 2  
(UNEXPIRED TERM)**

(Vote for One)

**CHARLES B. WINCOTE**  
(Incumbent)

2,939

**CARR BEEBE**

1,077

**FOR JUDGE OF THE  
MUNICIPAL COURT  
DEPARTMENT NO. 3**

(Vote for One)

**PHILIP SMITH**  
(Incumbent)

**FOR JUDGE OF THE  
MUNICIPAL COURT  
DEPARTMENT NO. 3**

(Vote for One)

**JOHN J. BRENNAN**  
(Incumbent)

**LOWELL HOWE**

**FOR MEMBERS OF THE  
BOARD OF EDUCATION**

(Vote for Two)

**FRED E. LINDLEY**  
(Incumbent)

**HARVEY L. LEWIS, JR.**

**SAMUEL J. McCLENDON**

00308



## RESU

Before it adjourns the precinct b  
by all the members of the board. (S

Total Vote  
Dist. No. 3  
5,051

**FOR COUNCILMAN  
DISTRICT NO. 3**

(Vote for One)

**PAUL J. HARTLEY  
(Incumbent)**

3,714

**LEWIS LIPTON**

635

**WILLIAM GEORGE WATTS**

475

**FOR JUDGE OF THE  
MUNICIPAL COURT  
DEPARTMENT NO. 2**

(Vote for One)

**PHILIP SMITH  
(Incumbent)**

**FOR JUDGE OF THE  
MUNICIPAL COURT  
DEPARTMENT NO. 3**

(Vote for One)

**JOHN J. BRENNAN  
(Incumbent)**

**LOWELL HOWE**

**FOR MEMBERS OF THE  
BOARD OF EDUCATION**

(Vote for Two)

**FRED E. LINDLEY  
(Incumbent)**

**HARVEY L. LEWIS, JR.**

**SAMUEL J. McCLENDON**

00310



## RESU

Before it adjourns the precinct  
by all the members of the board. (

Total Vote  
Dist. No. 4  
4,798

Total Vote  
Dept. 3  
22,852

Total Vote  
Dept. 5  
25,758

Total Vote  
27,694

**FOR COUNCILMAN  
DISTRICT NO. 4**

(Vote for One)

**ERNEST J. BOUD**  
(Incumbent)

1,979

**RICHARD A. GRIHALVA**

1,621

**GEORGE J. LAPTHORNE**

1,080

**FOR JUDGE OF THE  
MUNICIPAL COURT  
DEPARTMENT NO. 3**

(Vote for One)

**PHILIP SMITH**  
(Incumbent)

22,852

**FOR JUDGE OF THE  
MUNICIPAL COURT  
DEPARTMENT NO. 5**

(Vote for One)

**JOHN J. BRENNAN**  
(Incumbent)

17,713

**LOWELL HOWE**

8,072

**FOR MEMBERS OF THE  
BOARD OF EDUCATION**

(Vote for Two)

**FRED E. LINDLEY**  
(Incumbent)

13,928

**HARVEY L. LEWIS, JR.**

16,204

**SAMUEL J. McCLENDON**

11,400

00309



props 1-11  
0-2935

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<p><b>PROPOSITION NO. 7.</b> Amend Section 179 of the Charter of The City of San Diego.</p> <p>This amendment consists solely of increasing the contributions made to the Firemen's Relief and Pension Fund from the present rate of a sum equal to 4% of the pay of each member to a sum equal to 6% of such pay. 23,061</p>	<table> <tr> <td><b>YES</b></td><td>64.29%</td></tr> <tr> <td>14</td><td>805</td></tr> <tr> <td><b>NO</b></td><td>35.89%</td></tr> <tr> <td>8</td><td>256</td></tr> </table>	<b>YES</b>	64.29%	14	805	<b>NO</b>	35.89%	8	256
<b>YES</b>	64.29%								
14	805								
<b>NO</b>	35.89%								
8	256								
<p><b>PROPOSITION NO. 8.</b> Amend Section 180 of the Charter of The City of San Diego.</p> <p>This amendment consists solely of the elimination of a portion of subdivision (d) of the section, which, as it now stands, provides that whenever the Firemen's Relief and Pension Fund contains a sum of money amounting to \$1000.00 for each member of the Fire Department, then all payments into the fund provided for in the section shall cease and shall be resumed only in the event that said fund shall be decreased below the amount specified. 22,013</p>	<table> <tr> <td><b>YES</b></td><td>67.98%</td></tr> <tr> <td>14</td><td>964</td></tr> <tr> <td><b>NO</b></td><td>32.02%</td></tr> <tr> <td>7</td><td>049</td></tr> </table>	<b>YES</b>	67.98%	14	964	<b>NO</b>	32.02%	7	049
<b>YES</b>	67.98%								
14	964								
<b>NO</b>	32.02%								
7	049								
<p><b>PROPOSITION NO. 9.</b> Amend Section 184 of the Charter of The City of San Diego.</p> <p>This amendment requires the approval and consent of the City Manager for the retirement of a member or employee in any rank of the Fire Department for cause. 22,650</p>	<table> <tr> <td><b>YES</b></td><td>68.02%</td></tr> <tr> <td>15</td><td>407</td></tr> <tr> <td><b>NO</b></td><td>31.98%</td></tr> <tr> <td>7</td><td>243</td></tr> </table>	<b>YES</b>	68.02%	15	407	<b>NO</b>	31.98%	7	243
<b>YES</b>	68.02%								
15	407								
<b>NO</b>	31.98%								
7	243								
<p><b>PROPOSITION NO. 10.</b> Amend Section 141 of the Charter of The City of San Diego.</p> <p>This amendment permits the Council to adopt an ordinance which will give retirement benefits to an employee of the City who, without fault or delinquency on his part, is involuntarily separated from the service of the City before he reaches the age of 62. 23,058</p>	<table> <tr> <td><b>YES</b></td><td>71.94%</td></tr> <tr> <td>16</td><td>588</td></tr> <tr> <td><b>NO</b></td><td>28.06%</td></tr> <tr> <td>6</td><td>470</td></tr> </table>	<b>YES</b>	71.94%	16	588	<b>NO</b>	28.06%	6	470
<b>YES</b>	71.94%								
16	588								
<b>NO</b>	28.06%								
6	470								
<p><b>PROPOSITION NO. 11.</b> Amend Section 143 of the Charter of The City of San Diego.</p> <p>This amendment provides that city employees shall contribute to the City Employees' Retirement Fund according to actuarial tables adopted by the Board of Administration for normal retirement allowances, instead of contributing an amount not to exceed 5% of their salary or wage.</p>	<table> <tr> <td><b>YES</b></td><td>71.77%</td></tr> <tr> <td>16</td><td>226</td></tr> <tr> <td><b>NO</b></td><td>28.23%</td></tr> <tr> <td>6</td><td>381</td></tr> </table>	<b>YES</b>	71.77%	16	226	<b>NO</b>	28.23%	6	381
<b>YES</b>	71.77%								
16	226								
<b>NO</b>	28.23%								
6	381								

22,607

00312



3/13/45

**PROPOSED  
AMENDMENTS  
TO THE  
CHARTER  
OF THE CITY OF  
SAN DIEGO**

**CERTIFICATE OF CITY CLERK**

I, Fred W. Sick, City Clerk of The City of San Diego, California, do hereby certify that the herein propositions will be submitted to the electors of the City of San Diego at the Municipal Primary election to be held on Tuesday, March 13th, 1945.

**FRED W. SICK,**  
City Clerk.

00313



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These proposed amendments expressly amend existing sections of the Charter; therefore, EXISTING PROVISIONS proposed to be DELETED are printed in LIGHT FACE TYPE; and NEW PROVISIONS proposed to be INSERTED are UNDERSCORED.

PROPOSITION NO. 1

Amend Section 40 of the Charter of The City of San Diego, so as to read as follows:

"Section 40. CITY ATTORNEY. A City Attorney shall be elected by the people for a term of four years. The City Attorney shall be the chief legal adviser of, and attorney for the City and all Departments and offices thereof in matters relating to their official powers and duties. The Attorney and his deputies shall devote their full time to the duties of the office and shall not engage in private legal practice during the term for which they are employed by the City, except to carry to a conclusion any matters for which they have been retained prior to taking office.

The City Attorney shall appoint such deputies, assistants, and employees to serve him, as may be provided by ordinance of the Council, but all appointments of subordinates other than deputies and assistants shall be subject to the Civil Service provisions of this Charter.

It shall be his duty, either personally or by such assistants as he may designate, to perform all services incident to the legal department; to give advice in writing when so requested, to the Council, its Committees, the Manager, the Commissions, or Directors of any Department, but all such advice shall be in writing with the citation of authorities in support of the conclusions expressed in said written opinions; to prosecute or defend, as the case may be, all suits or cases to which the City may be a party; to prosecute for all offenses against the ordinances of the City and for such offenses against the laws of the State as may be required of him by law; to prepare in writing all ordinances, resolutions, contracts, bonds, or other instruments in which the City is concerned, and to endorse on each his approval of the form or correctness thereof; to preserve in his office a docket of all cases in which the City is interested in any of the courts and keep a record of all proceedings of said cases; to preserve in his office copies of all written opinions furnished by him to the Council, Manager, Commission, or any officer. Such docket, copies and papers shall be the property of the City, and the City Attorney shall, on retiring from office, deliver the same, together with all books, accounts, vouchers, and necessary information, to his successor in office.

He shall have charge and custody of all legal papers, books, and dockets belonging to the City pertaining to his office, and, upon a receipt therefor, may demand and receive from any officer of the City any book, paper, documents, or evidence necessary to be used in any suit, or required for the purpose of his office.



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He shall apply, upon order of the Council, in the name of the City, to a court of competent jurisdiction for an order or injunction to restrain the misapplication of funds of the City or the abuse of corporate powers, or the execution or performance of any contract made in behalf of the City which may be in contravention of the law or ordinances governing it, or which was procured by fraud or corruption. He shall apply, upon order of the Council, to a court of competent jurisdiction for a writ of mandamus to compel the performance of duties of any officer or commission which fails to perform any duty expressly enjoined by law or ordinance.

The City Attorney shall perform such other duties of a legal nature as the Council may by ordinance require or as provided by the Constitution and general laws of the State.

The Council shall have authority to employ additional competent technical legal attorneys to investigate or prosecute matters connected with the Departments of the City when such assistance or advice is necessary in connection therewith. The Council shall provide sufficient funds in the annual appropriation ordinance for such purposes and shall charge such additional legal service against the appropriation of the respective Departments.

The City Attorney shall receive a salary of \$6,500.00 per year, payable monthly \$9,000.00 per year which salary shall be paid semi-monthly.

In the event of a vacancy occurring in the office of the City Attorney by reason of any cause, the Council shall have authority to fill such vacancy, which said authority shall be exercised within thirty (30) days after the vacancy occurs. Any person appointed to fill such vacancy shall hold office only until the next regular municipal election, at which time a person shall be elected to serve for a full term of four years."

(THIS PROPOSITION WILL APPEAR ON THE BALLOT IN THE FOLLOWING FORM)

<p><b>PROPOSITION NO. 1. Amend Section 40 of the Charter of The City of San Diego.</b></p> <p>This amendment increases the salary of the City Attorney from \$6,500.00 per year to \$9,000.00 per year.</p>	YES	
	NO	

## PROPOSITION NO. 2

Amend Section 94 of the Charter of The City of San Diego, so as to read as follows:

"Section 94. **CONTRACTS.** In the construction, reconstruction, or repair of public buildings, streets, utilities and other public works, and in furnishing any supplies, materials, equipment or contractual services for the same, or for other use by the City, when the expenditure therefor shall exceed the sum of one thousand dollars, the same shall be done by written contract, except as otherwise provided in this Charter, and the Council on the recommendation of the Manager or the head of the Department in charge, if not under the Manager's jurisdiction, shall let the same to the lowest responsible and reliable bidder, not less than ten days after advertising for six consecutive days in a newspaper of general circulation in the City for sealed proposals for the work contemplated, provided, however, that the Council upon the recommendation of the Manager and by a vote of five of its members may order the performance of any such construction and reconstruction or repair work by the appropriate City forces when the estimates submitted as part of the Manager's recommendations indicate that the work can be done by the City force more economically than if let by contract; provided, further, that upon the recommendation of the Manager, the Council by resolution may order the purchase, without advertising for bids, of surplus commodities from the United States of America, or any agency thereof, or from any other public corporation, state or municipal, or any agency thereof.

In case of a great public calamity, such as extraordinary fire, flood, storm, epidemic or other disaster the Council may, by resolution passed by a vote of five of its members, determine and declare that the public interest or necessity demands the immediate expenditure of public money to safeguard life, health or property, and thereupon they may proceed, without advertising for bids or receiving the same, to expend, or enter into a contract involving the expenditure of any sum required in such emergency, on hand in the City treasury and available for such purpose. All contracts before execution shall be approved as to form and legality by the City Attorney.

Each bidder shall furnish with his bid such security or deposit insuring the execution of the contract by him as shall be specified by the Council or as provided by general law.

The Council shall require each contractor under this Section to insure the faithful performance of his contract by delivering to the City a surety



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bond in an amount specified by the Council, executed by a surety company authorized to do business in the State of California, and in addition thereto, the retention of sufficient payments under the contract to insure the protection of the City against labor or material liens.

The Council, on the recommendation of the Manager, or the Head of the Department not under the jurisdiction of the Manager, may reject any and all bids and re-advertise for bids. The Council may provide that no contract shall be awarded to any person, firm or corporation, if prison or alien labor is to be employed in performing such contract, or if the wage schedule for employees engaged in performing such contract are based on more than eight hours of labor per day. Any contract may be let for a gross price or on a unit basis and may provide for liquidated damages to the City for every day the contract is uncompleted beyond a specified date. It shall be competent in awarding any contract to compare bids on the basis of time completion, provided, that when any award has been made in consideration, in whole or in part, of the relative time estimates of bidders for the completion of the work, the performance in accordance with such time limits shall be secured by a surety bond as hereinabove provided with adequate sureties and penalties, and provided further, that for any contract awarded solely or partially on a specified time for completion the Council shall not extend such time limits unless such extension be recommended by the Manager and the Head of the Department concerned.

No officer, whether elected or appointed, of The City of San Diego shall be or become directly or indirectly interested in, or in the performance of, any contract with or for The City of San Diego, or in the purchase of lease of any property, real or personal, belonging to or taken by said City or which shall be sold for taxes or assessments or by virtue of legal process or suit of said City. Any person wilfully violating this section of the Charter shall be guilty of a misdemeanor and shall immediately forfeit his office and be thereafter forever barred and disqualified from holding any elective or appointive office in the service of the City.

All contracts entered into in violation of this Section shall be void and shall not be enforceable against said City; provided, however, that officers of a municipality may own stock in public utility service corporations and the City permitted to contract for public utility service when the rates for such service are fixed by law or by virtue of the Railroad Commission of the State of California, and in such cases such contracts shall be valid and enforceable obligations against the municipality, and the officer interested as a stockholder in such public utility corporation

shall not be deemed to have an interest in such City contract within the meaning of this section of the Charter."

(THIS PROPOSITION WILL APPEAR ON THE BALLOT IN THE FOLLOWING FORM)

<p>PROPOSITION NO. 2. Amend Section 94 of the Charter of The City of San Diego.</p> <p>This amendment provides that upon the recommendation of the Manager, the Council by resolution may order the purchase, without advertising for bids, of surplus commodities from the United States of America, or any agency thereof, or from any other public corporation, state or municipal, or any agency thereof.</p>	YES	
	NO	

#### PROPOSITION NO. 3

Amend Section 117 of the Charter of The City of San Diego, so as to read as follows:

"Section 117. CLASSIFICATION. The administrative service of the City is hereby divided into the unclassified and classified service, as follows:

THE UNCLASSIFIED SERVICE shall include all elective positions and the following administrative offices:

A confidential Secretary to the Mayor; City Manager, a confidential Secretary, one Assistant Manager and two Assistants to the Manager; City Clerk; City Auditor and Comptroller; Superintendent of Playgrounds and Recreation; City Librarian; Chief of Police and a confidential Secretary; Chief of Fire Department; Budget Officer; Purchasing Agent; Personnel Director; City Engineer; an Assistant to and all Deputies of the City Attorney; City Treasurer; Director of Public Works; The Hydraulic Engineer in charge of the Division of Development and Conservation, in the Department of Water; The Superintendent of Distribution of Water; Director of Public Health, and a Confidential Secretary; Director of Social Welfare; Officers and Employees of the San Diego School District; Members of all Commissions and Advisory Boards who serve the City without compensation.

THE CLASSIFIED SERVICE shall comprise all positions not specifically included by this Charter in the unclassified service."



men's Relief and Pension Fund a yearly pension equal to one-half the amount attached to the rank held by him for one year or more previous to the time of his retirement; provided, however, that members of the San Diego Fire Department who enter the service of the Department subsequent to January 1, 1936, shall not be so retired before they reach the age of fifty years, and before twenty-five (25) years of service in the aggregate.

In computing the time of service required for retirement, the amount of time served in the United States Army, Navy, Marine Corps or any division thereof in time of war by any member of the Fire Department who shall have left said Department for the purpose of and entered such service of the United States Army, Navy, Marine Corps or any division thereof immediately thereafter, and who shall have returned to said Fire Department within three months, after having been honorably discharged from said military service, or any member having served as substitute in the San Diego Fire Department, shall have such time counted as part of the aggregate service required for a retirement pension.

(b) Upon the death of said pensioner, one-third of the amount of his annual salary shall be paid to his widow until she remarries and in no case shall such pension exceed seventy-five dollars (\$75.00) per month, and if no widow, each child under eighteen years of age, if they are not married, shall receive twenty dollars (\$20.00) per month, but in no case shall pensions exceed the sum of seventy-five dollars (\$75.00) per month for one family; and if no children, one-third of his annual salary, not to exceed fifty dollars (\$50.00) per month, shall be paid to a dependent mother or father; and any dependent orphaned sister or brother under eighteen years of age, and unmarried, shall receive twenty dollars (\$20.00) per month but in no case to exceed fifty dollars (\$50.00) per month for the family; provided, however, if such pensioner was pensioned under subdivision (a) of this Section or Section 186 of this Article, the widow shall not be entitled to any pension unless she was married to said pensioner three years previous to the time of such retirement. In the event of the widow receiving a pension, and refusing to provide for dependent child or children, or other dependents provided for in this section, the Board of Trustees, upon satisfactory proof, shall have the power to divide the pension as it may deem proper. In the event that a member of the San Diego Fire Department who has been pensioned for disability shall marry after being placed on the pension list, upon the death of such member his widow shall not be entitled to any pension under the terms of this Article."

(THIS PROPOSITION WILL APPEAR ON THE BALLOT IN THE FOLLOWING FORM)

<b>PROPOSITION NO. 9.</b> Amend Section 184 of the Charter of The City of San Diego. This amendment requires the approval and consent of the City Manager for the retirement of a member or employee in any rank of the Fire Department for cause.	YES	
	NO	

#### PROPOSITION NO. 10

Amend Section 141 of the Charter of The City of San Diego, so as to read as follows:

"Section 141. CITY EMPLOYEES RETIREMENT SYSTEM. The Council of The City of San Diego, State of California, is hereby authorized and empowered by ordinance to establish a retirement system and to provide for death benefits for public employees other than policemen and firemen (who are now members of a pension system) and elective officers, and members of Commissions who serve without pay; provided, however, that in no retirement system so established shall an employee be retired—except in case of disability, incapacitating the employee for the performance of his duties—before he reaches the age of sixty-two and before he has completed ten years of continuous service; except in case of disability, incapacitating the employee for the performance of his duties, or in case of involuntary separation from service without fault or delinquency on the part of the employee. except that the Board of Administration hereinafter elected may, by rule, provide for retirement of employees after thirty years of continuous service who elect, within one year after their entrance into a retirement system, to receive a retirement allowance payable after thirty years of continuous service at rates of contribution established by the Board of Administration. Retirement shall be compulsory at the age of seventy-two."

(THIS PROPOSITION WILL APPEAR ON THE BALLOT IN THE FOLLOWING FORM)

<b>PROPOSITION NO. 10.</b> Amend Section 141 of the Charter of The City of San Diego. This amendment permits the Council to adopt an ordinance which will give retirement benefits to an employee of the City who, without fault or delinquency on his part, is involuntarily separated from the service of the City before he reaches the age of 62.	YES	
	NO	



## PROPOSITION NO. 7

Amend Section 179 of the Charter of The City of San Diego, so as to read as follows:

"Section 179. CONTRIBUTIONS TO FUND BY FIREMEN. The Auditor and Comptroller of The City of San Diego shall retain from the pay of each regular member or employee, except temporary laborers or employes, of the Fire Department a sum equal to four ~~six~~ per cent (4%) (6%) of the amount paid the said member or employee, and all fines imposed upon members of the Fire Department in keeping with the rules and regulations of said Department to be forthwith paid into said Firemen's Relief and Pension Fund, and no other or further retention or reduction shall be made from such pay for any other fund."

(THIS PROPOSITION WILL APPEAR ON THE BALLOT IN THE FOLLOWING FORM)

<p>PROPOSITION NO. 7. Amend Section 179 of the Charter of The City of San Diego.</p> <p>This amendment consists solely of increasing the contributions made to the Firemen's Relief and Pension Fund from the present rate of a sum equal to 4% of the pay of each member to a sum equal to 6% of such pay.</p>	YES	
	NO	

## PROPOSITION NO. 8

Amend Section 180 of the Charter of The City of San Diego, so as to read as follows:

"Section 180. CONTRIBUTIONS TO FUND BY COUNCIL. The Council shall, except as hereinafter provided, direct the payment annually from the General Fund of the City into the Firemen's Relief and Pension Fund for the purposes of this Article, the following moneys:

(a) All rewards given or paid to members of the Fire Department force while in the discharge of Fire Department duties.

(b) One third (1/3) of all fines collected in the City Police Court in The City of San Diego for the violation of any law, except such fines as may be otherwise directed by the General Law of the State of California.

(c) Five per cent (5%) of all revenues derived from licenses granted by The City of San Diego, where such licenses are directly under the supervision of the Police Department.

(d) A sum equal to the amount paid into the Firemen's Relief and Pension Fund by the members of the Fire Department each year, as required under Section 179 of this Article during the next preceding year, and such further sum each year as may be required for the maintenance of said Firemen's Relief and Pension Fund. provided, however, that when said Firemen's Relief and Pension Fund contains a sum of money amounting to \$1,000.00 for each and every member of the Fire Department, then and in that event all payments under the said Firemen's Relief and Pension Fund, as provided for in this Section, shall cease, and only be resumed in the event that said fund shall be decreased below the amount herein specified."

(THIS PROPOSITION WILL APPEAR ON THE BALLOT IN THE FOLLOWING FORM)

<p>PROPOSITION NO. 8. Amend Section 180 of the Charter of The City of San Diego.</p> <p>This amendment consists solely of the elimination of a portion of subdivision (d) of the section, which, as it now stands, provides that whenever the Firemen's Relief and Pension Fund contains a sum of money amounting to \$1000.00 for each member of the Fire Department, then all payments into the fund provided for in the section shall cease and shall be resumed only in the event that said fund shall be decreased below the amount specified.</p>	YES	
	NO	

## PROPOSITION NO. 9

Amend Section 184 of the Charter of The City of San Diego, so as to read as follows:

"Section 184. RETIREMENT FOR SERVICE.

(a) Whenever any person who shall have been duly appointed, selected or sworn, and shall have served for twenty years or more in the aggregate as a member in any rank or capacity of the regular constituted force, or in any department of said force provided for by this Article, the Board of Trustees shall upon the written request of any person, or his guardian, or without such request and with the approval and consent of the City Manager, if it deem it for the good of the service, retire such person from further service in the Fire Department; and from the date of making such order, the service of such person shall cease, and the person so retired shall thereafter during his lifetime be paid from the regular funds of the Fire-



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immediately thereafter, and who shall have returned to said Police Department within three months after having been honorably discharged from said military service, shall have such time counted as part of the aggregate service required for retirement pension.

(b) Upon the death of said pensioner, one-third (1/3) of the amount of his annual salary shall be paid to his widow, until she remarries, but in no case shall such pension exceed seventy-five dollars (\$75.00) per month; and if there be no widow, each child under eighteen (18) years of age, if unmarried, shall receive twenty dollars (\$20.00) per month, but in no case shall such pension exceed the sum of seventy-five dollars (\$75.00) per month for one family; and if no widow or children, one-third (1/3) of his annual salary, not to exceed fifty dollars (\$50.00) per month, shall be paid to his mother or father, if either of them were dependent upon him during his lifetime; and if no mother or father, then to any sister or brother under the age of eighteen (18) years and unmarried who was dependent upon him during his lifetime, so long as said sister or brother are under the age of eighteen (18) years and dependent.

Provided, however, if such pensioner was pensioned for service for twenty years or more the widow shall not be entitled to any pension unless she was married to said pensioner at least three years previous to the time of his retirement. If the widow of a pensioner, entitled to a pension, shall refuse to provide for a dependent child or children or other dependent provided for in this Section, the Board of Trustees, upon satisfactory proof thereof, shall have the power to provide for said dependent child or children or other dependent, and to deduct such amount from the pension of said pensioner as may in the judgment of the Board be proper and necessary."

(THIS PROPOSITION WILL APPEAR ON THE BALLOT IN THE FOLLOWING FORM)

<p><b>PROPOSITION NO. 5.</b> Amend Section 162 of the Charter of The City of San Diego.</p> <p>This amendment requires the approval and consent of the City Manager for the retirement of a member or employee in any rank of the Police Department for cause.</p>	YES	
	NO	

**PROPOSITION NO. 6**

Amend Section 173 of the Charter of The City of San Diego, so as to read as follows:

"Section 173. BOARD OF TRUSTEES OF FUND. The Chief of the San Diego Fire Department, the City Treasurer, and one other member two members of said Department with at least seven years' service in the Department, and not below the rank or rating of Lieutenant, and their successors in office, and one appointee of the Manager, who has been a resident of The City of San Diego at least five years, shall be and are hereby constituted and appointed as a Board of Trustees of the Firemen's Relief and Pension Fund. The elective members of this Board shall be chosen by ballot at an election to be held on the third Monday in April, 1932, and every two years thereafter within thirty days after the date this amendment becomes effective, to hold office until the third Monday in April, 1946, at which time an election shall be held to choose their successors, and such an election shall be held on the third Monday of April every two years thereafter, at which election all Firemen in good standing in the San Diego Fire Department shall be entitled to vote. The election provided for in this Section shall be under the secret ballot system, and held on the third Monday in April, at such place or places as the Board of Trustees shall direct, and under such rules and regulations as they shall prescribe. In the event of death, resignation, failure or inability of any member of said Board to act, if his position be elective, his successor shall be chosen at a special election, which shall be called by said Board within thirty (30) days of the time the vacancy is declared, and shall be conducted in the same manner as the regular election. The elective members of this Board or either or any of them, may be recalled by a majority vote of all members of the Fire Department, and upon petition of twenty-five per cent of the members of the Department, the Board of Trustees shall call an election to recall such person or persons, and if said officer or officers are removed from office, said Board shall call an election within ten days to fill such vacancy, and such election shall be conducted as herein provided for."

(THIS PROPOSITION WILL APPEAR ON THE BALLOT IN THE FOLLOWING FORM)

<p><b>PROPOSITION NO. 6.</b> Amend Section 173 of the Charter of The City of San Diego.</p> <p>This amendment consists solely of increasing the representation of the members of the Fire Department on the Board of Trustees of the Firemen's Relief and Pension Fund from one to two and adds one member to be appointed by the Manager.</p>	YES	
	NO	

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(THIS PROPOSITION WILL APPEAR ON THE BALLOT IN THE FOLLOWING FORM)

<p>PROPOSITION NO. 3. Amend Section 117 of the Charter of The City of San Diego.</p> <p>This amendment adds to and includes within the Unclassified Service of said City, the position of one Assistant Manager.</p>	YES	
	NO	

#### PROPOSITION NO. 4

Amend Section 150 of the Charter of The City of San Diego, so as to read as follows:

"Section 150. BOARD OF TRUSTEES OF FUND. The Chief of Police of the San Diego Police Department, the City Treasurer of The City of San Diego, and one member two members of said Department who has have had at least seven years of continuous service in said Department and who holds a position not lower than the rank of Lieutenant, to be elected as hereafter hereinafter provided, and their successors in office, and one appointee of the Manager, who has been a resident of The City of San Diego at least five years, shall be and they are hereby constituted and appointed as the Board of Trustees of the Police Relief and Pension Fund. The elective members of said Board shall be chosen by ballot at an election to be held on the first Thursday after the first Monday in April of 1932, and every two years thereafter at the same time within thirty days after the date this amendment becomes effective, to hold office until the first Thursday after the first Monday in April, 1946, at which time an election shall be held to choose their successors, and such an election shall be held on the first Thursday after the first Monday in April every two years thereafter, at which election all police officers in good standing in the San Diego Police Department shall be entitled to vote. Said election shall be by secret ballot at a place designated by the Board of Trustees and shall be conducted in accordance with such rules and regulations as may be prescribed by said Board of Trustees.

In the event of the death or resignation of the any elective member of said Board, or in the event of said member becoming ineligible for any reason to act on said Board, his successor shall be chosen at a special election, which shall be called by said Board within thirty (30) days from the time of the death or resignation of said member or of the date of his ineligibility. Said election shall be conducted in the same manner as provided for the regular election."

(THIS PROPOSITION WILL APPEAR ON THE BALLOT IN THE FOLLOWING FORM)

<p>PROPOSITION NO. 4. Amend Section 150 of the Charter of The City of San Diego.</p> <p>This amendment consists solely of increasing the representation of the members of the Police Department on the Board of Trustees of the Police Relief and Pension Fund from one to two and adds one member to be appointed by the Manager.</p>	YES	
	NO	

#### PROPOSITION NO. 5

Amend Section 162 of the Charter of The City of San Diego, so as to read as follows:

##### "Section 162. RETIREMENT FOR SERVICE.

(a) Whenever any person who shall heretofore have qualified as hereinafter provided, shall have been duly appointed, selected and sworn, and have served for twenty (20) years or more, in the aggregate, as a member or employee in any rank or capacity, in the Police Department of The City of San Diego, the Board of Trustees shall, upon the written request of such or any member or without such request and with the approval and consent of the City Manager, if it deem it for the good of the service, retire such member from further service in the Police Department and from the date of such order of retirement the service of such person shall cease and he shall thereafter, during his lifetime, be paid from the Police Relief and Pension Fund a yearly pension equal to one-half (1/2) the amount of the average yearly salary of said person for the five (5) years immediately preceding the date of his retirement, payable to him in monthly installments; provided, however, that members of the Police Department of The City of San Diego who enter the service of the Department subsequent to the date of ratification of this amendment by the State Legislature 8th day of May, 1941, shall not be so retired before they reach the age of fifty (50) years, and before twenty-five (25) years of service in the aggregate.

In computing the time of service required for retirement, the amount of time served in the United States Army, Navy, Marine Corps or any division thereof in time of war by any member of the City Police Force, who shall have left said force for the purpose of and entered such service of the United States Army, Navy, Marine Corps or any division thereof



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PROPOSITION NO. 11

Amend Section 143 of the Charter of The City of San Diego, so as to read as follows:

"Section 143. CONTRIBUTIONS. The retirement system herein provided for shall be conducted on the contributory plan—the City contributing jointly with the employees affected thereunder. Employees shall contribute an amount not to exceed 5% of their salary or wage according to the actuarial tables adopted by the Board of Administration for normal retirement allowances, except that in the discretion of the Board of Administration, employees of the age of fifty or over, at the time a retirement system becomes effective, may be required to contribute not to exceed 10% of their salary or wage; and employees of forty years of age or over at the time a retirement system becomes effective employees may, at their option, within one year after their entrance into such a system and with the approval of the Board of Administration, elect to receive allowances in excess of those normally established, at rates of contribution to be determined by the Board. The City shall contribute an equal amount except where employees elect to receive a retirement allowance at a rate in excess of that normally established; in which case the City shall contribute only the amount provided in the actuarial tables adopted by the said board for normal retirement allowances. The mortality, service, experience or other table calculated by the actuary and the valuation determined by him, and approved by the board, shall be conclusive and final, and any retirement system established under this Article shall be based thereon; provided that initial liabilities accruing under a retirement plan because of past service of employees in active service on the 7th day of April, 1925, may be covered by annual appropriations by the Council."

(THIS PROPOSITION WILL APPEAR ON THE BALLOT IN THE FOLLOWING FORM)

<b>PROPOSITION NO. 11. Amend Section 143 of the Charter of The City of San Diego.</b>  This amendment provides that city employees shall contribute to the City Employees' Retirement Fund according to actuarial tables adopted by the Board of Administration for normal retirement allowances, instead of contributing an amount not to exceed 5% of their salary or wage.	YES	
	NO	