

General Municipal Election

City of San Diego

April, 1949

copy on outside of Polling Place and send one copy to

RESULT OF VOTES

at the Municipal General Election, April 19

most conspicuously on the outside of the polling place a copy of the result of the

4-19-49

0-3976,
0-3999
Props 1-9

<p>PROPOSITION NO. 1. Amend Section 12 of Article III of the Charter of The City of San Diego.</p> <p>This amendment increases the compensations of Councilmen by allowing each Councilman the sum of \$10.00 for each day on which he attends a conference of the Council when there is a quorum of the Council present, and further provides that no Councilman shall receive in excess of \$1500.00 per year for all services rendered by him.</p> <p>TOTAL VOTE 57052</p>	YES	28 297
	NO	28 755
<p>PROPOSITION NO. 2. Amend Section 24 of Article IV of the Charter of The City of San Diego.</p> <p>This amendment increases the salary of the Mayor to \$7500.00 per year, and increases an entertainment allowance up to but not in excess of \$3000.00 per year.</p> <p>TOTAL VOTE 57455</p>	YES	21 740
	NO	35 715
<p>PROPOSITION NO. 3. Amend Article V of the Charter of The City of San Diego by adding a new section thereto, numbered Section 38.1.</p> <p>This amendment authorizes the City to photograph or microphotograph public records and preserve the same through photographic film and use certified copies of such film for purposes of evidence in the courts, and also permits the destruction of the original records after they have been photographed or microphotographed.</p> <p>TOTAL VOTE 55159</p>	YES	38 237
	NO	16 922
<p>PROPOSITION NO. 4. Amend Article V of the Charter of The City of San Diego by adding a new section thereto, numbered Section 60.1.</p> <p>This amendment permits the Council by ordinance to require that permits for operation and inspection of plumbing and gas installations may be issued by the Department of Inspection, and that the Plumbing Inspector and his assistants shall be under the supervision and control of the Chief Inspector of the Department of Inspection.</p> <p>TOTAL VOTE 54910</p>	YES	31 998
	NO	22 912
<p>PROPOSITION NO. 5. Amend Section 77 of Article VII of the Charter of The City of San Diego.</p> <p>This amendment creates a trust fund in the City Treasury, to be known as the Capital Outlay Fund, and provides that such fund may be used only for the purpose of acquiring permanent public improvements, and prohibits the use of such fund for any other purpose except with the consent of two-thirds of the voters.</p> <p>TOTAL VOTE 54268</p>	YES	33 165
	NO	21 103

00381

Inspector

TOTAL BALLOTS VOTED 61,569
AT ELECTION

City Clerk's Office in envelope

VOTES CAST

4-19-49

1949

votes cast. The copy shall be signed by all the members of the board. (Section

<p>PROPOSITION NO. 6. Amend Section 110 of the Charter of The City of San Diego. This amendment requires that all claims for damages shall be verified and filed with the Clerk within 90 days from the date of the accident or occurrence giving rise to the claim, which harmonizes the Charter with the State law upon questions of claims for damages. The amendment also provides that claims for contracts arising by operation of law shall be filed with the Auditor and Comptroller within 90 days after the last item of account or claim has accrued.</p>	YES	37667
	NO	16717
TOTAL VOTE 54384		
<p>PROPOSITION NO. 7. Amend Section 113 of Article VII of the Charter of The City of San Diego. This amendment permits the City to advertise exceptional cases in magazines or publications of nation-wide scope and circulation.</p>	YES	31174
	NO	21651
TOTAL VOTE 52825		
<p>PROPOSITION NO. 8. Amend Section 141 of Article IX of the Charter of The City of San Diego. This amendment provides that policemen, firemen and full-time lifeguards may voluntarily retire at the age of 55 years, instead of at the age of 62 years for other city employees.</p>	YES	32657
	NO	23126
TOTAL VOTE 55783		
<p>PROPOSITION NO. 9. Amend Article XII of the Charter of The City of San Diego by adding a new section thereto, numbered Section 195.1. This amendment makes it unnecessary for the City to publish the prevailing wage scale in advertisements calling for bids for public work.</p>	YES	28400
	NO	25043
TOTAL VOTE 53443		
<p>Shall Ordinance No. 3985 (New Series) of the ordinances of The City of San Diego, entitled, "An Ordinance authorizing the sale of certain Pueblo Lots of The City of San Diego," adopted by the Council of said City on February 23, 1949, be ratified?</p>	YES	30839
	NO	19710
TOTAL VOTE 50549		
<p>Shall Ordinance No. 3995 (New Series) of the ordinances of The City of San Diego, entitled, "An Ordinance authorizing the leasing or sale of Block 107, Horton's Addition, known as 'Rose Park Playground,' in The City of San Diego, California," adopted by the Council of said City on March 1, 1949, be ratified?</p>	YES	31587
	NO	20072
TOTAL VOTE 51659		
<p>Shall Ordinance No. 3997 (New Series) of the ordinances of The City of San Diego, entitled, "An Ordinance authorizing the leasing for a period in excess of 15 years, or the sale of, Pueblo Lot 1203, or any portion thereof, of the Pueblo Lands of The City of San Diego, California," be ratified?</p>	YES	30258
	NO	20328
TOTAL VOTE 50586		
<p>Do you favor the orderly and progressive grouping of future public buildings along Cedar Street between the present Civic Center and Third Avenue?</p>	YES	23707
	NO	35909
TOTAL VOTE 59616		

0-3994

0-3996

0-3998

0-4000

TOTAL VOTE CAST WAS 61,569 = 42.59% VOTE
TOTAL REGISTRATION 144,050

00382

Clerk

PROPOSITION NO. 1.

Amend Section 12 of Article III of the Charter of The City of San Diego, to read as follows:

"Section 12. THE COUNCIL. The Council shall be composed of seven (7) Councilmen, including the Mayor, and shall be the legislative body of the City, each of the members of which, including the Mayor, shall have the right to vote upon all questions before it.

Councilmen, including the Mayor, shall be elected at a general municipal election held in the odd numbered years and, except as hereinafter provided, shall hold office for the term of four years from and after the first Monday after the first day of May next succeeding their election and until their successors are elected and qualified.

At the first election held after this Charter takes effect there shall be elected a Mayor, whose term of office shall expire May 6, 1935, and one Councilman from each of the six (6) Districts as provided in ARTICLE II of this Charter. At the first meeting of the Council held for organization under this Charter, the Councilmen elected from the six Districts shall draw lots to determine which three (3) Councilmen shall retire on May 6, 1935, and which three (3) Councilmen shall retire on May 8, 1933. Thereafter there shall be elected at each general municipal election according as their respective terms of office expire either four Councilmen, including the Mayor, or three Councilmen.

Any vacancy occurring in the Council shall be filled from the District in which the vacancy occurs by appointment by the remaining Councilmen; but in the event that said remaining Councilmen fail to fill such vacancy by appointment within thirty (30) days after the vacancy occurs, they must immediately cause an election to be held to fill such vacancy; provided, however, that any person appointed to fill such vacancy shall hold office only until the next regular municipal election, at which date a person shall be elected to serve for the remainder of such unexpired term.

In case a member of the Council is absent from the City for a period of forty (40) days, unless by permission of the Council, his office shall be declared vacant by the Council and the same filled as in the case of other vacancies.

Each Councilman shall receive as compensation for his services the sum of ten dollars (\$10.00) per meeting, and also an additional sum of ten dollars (\$10.00) for each day in which a conference is attended where a quorum of the Council is present; provided, that no Councilman shall receive in excess of fifteen hundred dollars (\$1500.00) per year for services performed on behalf of said City.

No Councilman shall be eligible during the term for which he was appointed or elected to hold any other office or employment with the City, except as Mayor and a member of any Board, Commission or Committee thereof, of which he is constituted such a member by general law or by this Charter."

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

<p>PROPOSITION NO. 1. Amend Section 12 of Article III of the Charter of The City of San Diego.</p> <p>This amendment increases the compensation of Councilmen by allowing each Councilman the sum of \$10.00 for each day on which he attends a conference of the Council when there is a quorum of the Council present, and further provides that no Councilman shall receive in excess of \$1500.00 per year for all services rendered by him.</p>	YES	
	NO	

PROPOSITION NO. 2.

Amend Section 24 of Article IV of the Charter of The City of San Diego, to read as follows:

"Section 24. The Mayor shall preside at the meetings of the Council and perform such other duties as may be prescribed by this Charter or as may be imposed by the Council, consistent with the duties of his office. He shall have no power of veto, but shall have a vote as a member of the Council. He shall be recognized as the official head of the City for all ceremonial purposes by the Courts for the purpose of serving civil process, for the signing of all legal instruments and documents, and by the Governor for military purposes. In time of public danger or emergency, he may, with the consent of the Council, take command of the police, maintain order and enforce the law.

The Mayor shall receive as compensation the sum of \$7500.00 per year, payable in semi-monthly installments. The Mayor shall also receive each year for entertainment purposes a sum not to exceed \$3000.00.

In the event of a vacancy occurring in the office of the Mayor, existing by reason of any cause, the Council shall have authority to fill such vacancy, provided, however, that if the Council shall fail to fill such vacancy by appointment within thirty (30) days after the vacancy, the Council must immediately cause an election to be held to fill such vacancy. Any person appointed to fill such vacancy shall hold office only until the next regular municipal election, at which date a person shall be elected to serve for the remainder of such unexpired term."

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

<p>PROPOSITION NO. 2. Amend Section 24 of Article IV of the Charter of The City of San Diego.</p> <p>This amendment increases the salary of the Mayor to \$7500.00 per year, and increases an entertainment allowance up to but not in excess of \$3000.00 per year.</p>	YES	
	NO	

PROPOSITION NO. 3.

Amend Article V of the Charter of The City of San Diego, by adding a new sentence thereto, to be numbered Section 38.1, to read as follows:

"Section 38.1. The City Clerk and the head of any department, commission or board of the City may cause any or all records kept by him or it to be photographed, microphotographed, or reproduced on film. Such photographic film shall be of durable material, and the device used to reproduce such records on said film shall be one which accurately reproduces the original record in all details. Such photographic film shall be deemed to be an original record for all purposes, including introduction in evidence in all courts or administrative agencies. A transcript, exemplification or certified copy thereof shall, for all purposes recited herein, be deemed to be a transcript, exemplification or certified copy of the original.

Whenever such photographs or microphotographs or reproductions on films shall be placed in conveniently accessible files and provisions made for preserving, examining or using the same, the City Clerk, or the said department head, commission or board may certify those facts to the Council of The City of San Diego, who shall have power to authorize the destruction of the original of such records or papers which have been so reproduced and preserved."

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

<p>PROPOSITION NO. 3: Amend Article V of the Charter of The City of San Diego by adding a new section thereto, numbered Section 38.1. This amendment authorizes the City to photograph or microphotograph public records and preserve the same through photographic film and use certified copies of such film for purposes of evidence in the courts, and also permits the destruction of the original records after they have been photographed or microphotographed.</p>	YES	
	NO	

PROPOSITION NO. 4.

Amend Article V of the Charter of The City of San Diego by adding a new section thereto, to be numbered Section 60.1, to read as follows:

"Section 60.1. Notwithstanding the provisions of subdivision (h) of Section 60 of this Article, the Council of The City of San Diego shall have power by ordinance to provide that permits for the operation and inspection of plumbing and gas installations may be issued by the Department of Inspection, as provided in Section 59 hereof, and in said ordinance said Council may provide that the Plumbing Inspector and such assistants as may be provided by ordinance shall be under the supervision and control of the Chief Inspector of the Department of Inspection; provided, however, that

nothing herein contained shall be construed as to affect the power of the Department of Public Health, or any other health officer of the State of California, from enforcing sanitary laws of the City and the State, and protecting the public health of the people of The City of San Diego."

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

<p>PROPOSITION NO. 4. Amend Article V of the Charter of The City of San Diego by adding a new section thereto, numbered Section 60.1. This amendment permits the Council by ordinance to require that permits for operation and inspection of plumbing and gas installations may be issued by the Department of Inspection, and that the Plumbing Inspector and his assistants shall be under the supervision and control of the Chief Inspector of the Department of Inspection.</p>	YES	
	NO	

PROPOSITION NO. 5.

Amend Section 77 of Article VII of the Charter of The City of San Diego, to read as follows:

"Section 77. There is hereby created a fund in the City Treasury, to be known as the Capital Outlay Fund. Into this fund each year there shall be placed all moneys derived from taxation required or needed for capital outlay expenditures and all proceeds received from the sale of city-owned real property.

The moneys in the Capital Outlay Fund shall be used exclusively for the acquisition, construction and completion of permanent public improvements, including public buildings and the furnishing thereof, real property, water and sewer mains and extensions, and other improvements of permanent character, and also the replacement or reconstruction of the same, but not the repair or maintenance thereof, and shall not be used for any other purpose or transferred from said fund, except with the consent of two-thirds of the qualified electors of said City, voting at a general or special election.

No moneys in said fund shall be transferred at the end of a fiscal year, but shall remain therein as trust moneys for the purposes above outlined, and the said fund shall be used and maintained, if possible, as a cash reserve to enable the City to meet public emergencies or acquire needed permanent public improvements without the issuance of bonds.

Each year the Council may appropriate from said fund in the Annual Appropriation Ordinances, except for use of the Harbor Department, sufficient moneys to care for the needs of the various departments of the City for capital outlay expenditures of a permanent character."

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

<p>PROPOSITION NO. 5. Amend Section 77 of Article VII of the Charter of The City of San Diego.</p> <p>This amendment creates a trust fund in the City Treasury, to be known as the Capital Outlay Fund, and provides that such fund may be used only for the purpose of acquiring permanent public improvements, and prohibits the use of such fund for any other purpose except with the consent of two-thirds of the voters.</p>	YES	
	NO	

PROPOSITION NO. 6.

Amend Section 110 of Article VII of the Charter of The City of San Diego, to read as follows:

"Section 110. Whenever it is claimed that The City of San Diego is liable to any person because of injuries suffered by such person, either to person or property, because of negligence of the City or its officers, a verified claim for damages shall be presented in writing and filed with the Clerk of The City of San Diego within ninety (90) days after the occurrence giving rise to the claim for damages.

Whenever it is claimed that The City of San Diego is obligated to pay money to any person because of contract or by virtue of operation of law, a demand or claim for such money shall be presented in writing and filed with the Auditor and Comptroller of The City of San Diego within ninety (90) days after the last item of the account or claim has accrued.

Each claim for damages because of tort shall specify the name and address of the claimant, the date and place of the accident and the extent of the injuries or damages received.

Each claim or demand for money due because of contract or operation of law shall specify the name and address of the claimant, a brief description of the contract or a brief recital of the facts giving rise to the obligation of the City imposed by law."

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

<p>PROPOSITION NO. 6. Amend Section 110 of the Charter of The City of San Diego.</p> <p>This amendment requires that all claims for damages shall be verified and filed with the Clerk within 90 days from the date of the accident or occurrence giving rise to the claim, which harmonizes the Charter with the State law upon questions of claims for damages. The amendment also provides that claims for contracts arising by operation of law shall be filed with the Auditor and Comptroller within 90 days after the last item of account or claim has accrued.</p>	YES	
	NO	

PROPOSITION NO. 7.

Amend Section 113 of Article VII of the Charter of The City of San Diego, to read as follows:

"Section 113. OFFICIAL ADVERTISING. All official advertising of The City of San Diego shall be done by contract. In July of each odd numbered year the City Clerk must publish a notice in a daily newspaper of said City for ten days calling for proposals to do all of the advertising of said City.

The bidder must be the responsible publisher of a newspaper in said City having a bona fide daily circulation and which has been regularly published in said City for at least two years immediately preceding his bid. The award of said advertising shall in all cases be made to the lowest responsible bidder. The newspaper to which the award of advertising is made shall be known and designated as the 'City Official Newspaper.' No board, department, officer or authority shall make any publication which is not expressly authorized by this Charter or by ordinance; and all publications so authorized shall be made in the City Official Newspaper exclusively, except as hereinafter provided. If the interests of the City will be better served by an advertisement in a publication whose circulation is nation-wide in scope, the Council by resolution may so find, and in such case order such advertising in a publication of such character."

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

<p>PROPOSITION NO. 7. Amend Section 113 of Article VII of the Charter of The City of San Diego.</p> <p>This amendment permits the City to advertise exceptional cases in magazines or publications of nation-wide scope and circulation.</p>	YES	
	NO	

PROPOSITION NO. 8.

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

"Section 141. 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 those policemen and firemen who were members of a pension system on June 30, 1946, and other than elective officers and members of commissions who serve without pay. In no retirement system so established, except as hereinafter provided, shall an employee be retired before he reaches the age of sixty-two years and before he has completed ten years of continuous service. Policemen, firemen and full-time lifeguards, who are members of the retirement system, may, however, be retired at the age of fifty-five years, but not until they have completed ten years of continuous service. Nothing

above contained, however, shall prevent the retirement of an employee, who has had ten years of continuous service, because of disability incapacitating the employee from the performance of his duties, or in case of involuntary separation from service without fault or delinquency on the part of such employee. Retirement shall be compulsory at the age of seventy-two years."

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

<p>PROPOSITION NO. 8. Amend Section 141 of Article IX of the Charter of The City of San Diego.</p> <p>This amendment provides that policemen, firemen and full-time lifeguards may voluntarily retire at the age of 55 years, instead of at the age of 62 years for other city employees.</p>	YES	
	NO	

PROPOSITION NO. 9.

Amend Article XII of the Charter by adding a new section thereto, to be numbered Section 195.1, to read as follows:

"Section 195.1. Nothing in the foregoing section 195 shall be construed to require or authorize the publication of the prevailing wage scale in any notice inviting bids for contracts which require performance of labor or services in connection with said public work."

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

<p>PROPOSITION NO. 9. Amend Article XII of the Charter of The City of San Diego by adding a new section thereto, numbered Section 195.1.</p> <p>This amendment makes it unnecessary for the City to publish the prevailing wage scale in advertisements calling for bids for public work.</p>	YES	
	NO	

"ORDINANCE NO. 3985
(New Series)

AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN PUEBLO LOTS OF THE CITY OF SAN DIEGO.

BE IT ORDAINED By the Council of The City of San Diego, as follows:

Section 1. That the Manager of The City of San Diego be, and he is hereby authorized to sell the following Pueblo Lots of The City of San Diego, lying north of the San Diego River, to-wit:

The westerly half of Pueblo Lot 1780; Pueblo Lot 1781; that portion of Pueblo Lot 1279 lying westerly of Pacific Highway 101; all of Pueblo Lot 1280 excepting the westerly 40 acres thereof; the westerly half of Pueblo Lot 1296; all of Pueblo Lot 1297 excepting the westerly 40 acres thereof; the westerly half of Pueblo Lot 1299.

Section 2. Such sale shall be made upon terms and conditions approved by the Council of The City of San Diego.

Section 3. This ordinance shall become effective only after it is affirmatively approved by a majority vote of the qualified electors of The City of San Diego voting at an election at which such proposition of ratifying this ordinance is submitted.

Presented by Fred H. Johnson
Ass't. City Mgr.

Approved as
to form by J. F. DuPaul, City Attorney.
By Shelley J. Higgins,
Assistant City Attorney.

Passed and adopted by the Council of the City of San Diego, California, this 23rd day of February, 1949; by the following vote, to-wit:

YEAS—Councilmen: Crary, Blase, Dorman, Dail, Godfrey, Mayor Knox.
NAYS—Councilmen: None
ABSENT—Councilmen: Wincote

(ATTEST):
(SEAL)

HARLEY E. KNOX
Mayor of The City of San Diego,
California.

FRED W. SICK
City Clerk of The City of San
Diego, California.

By Helen M. Willig, Deputy.

I HEREBY CERTIFY that, as to the foregoing ordinance, the provisions of Section 16 of the Charter of the City of San Diego requiring the reading of ordinances on two separate calendar days prior to passage, was, by a vote of not less than five members of the Council, dispensed with; and that said ordinance was by a vote of not less than five members of the Council put on its final passage at its first reading this 23rd day of February, 1949.

I FURTHER CERTIFY that the final reading of such ordinance was in full.

(SEAL)

FRED W. SICK
City Clerk of The City of San
Diego, California.

By Helen M. Willig, Deputy."