

Special Municipal Election

City of San Diego

November 8, 1949

(consolidated with statewide general election held on this date)

measure, stamp a cross (+) in the voting word "No." All marks, except the cross marks or erasures are forbidden and make tear or deface this ballot, return it to the r. On absent voter's ballots, mark a cross

8-4197
B-F
0-4209
PROP A

ELECTION		
TOTAL VOTE 84763		
CITY PROPOSITIONS		
A THE CITY OF SAN DIEGO LIBRARY BOND PROPOSITION: Shall The City of San Diego incur a bonded indebtedness of \$2,000,000 for the purpose of the acquisition and construction by said City of a certain municipal improvement, to-wit: A main public library to be located on the present site of the present main library and ten branch libraries to be located throughout the City, including the acquisition of all furniture, fixtures, equipment and property necessary for said improvement?	YES	55190
	NO	24276
CHARTER AMENDMENTS		
B Amend Section 12 of Article III of the Charter of The City of San Diego. This amendment fixes the compensation of Councilmen by allowing each Councilman the sum of \$20.00 per official meeting, and further provides that no Councilman shall receive in excess of \$2,000.00 per fiscal year for such services rendered by him.	YES	40669
	NO	31320
C Amend Section 118 of Article VIII of the Charter of The City of San Diego. This amendment provides for the adoption of the Civil Service Rules by the City Council on recommendation of the Civil Service Commission and after a public hearing, notice of which shall be published and posted.	YES	55035
	NO	31577
D Amend Section 120 of Article VIII of the Charter of The City of San Diego. This amendment deletes the detailed requirements in the giving of Civil Service tests, which requirements shall hereafter be covered by Civil Service Rules to be adopted by the Council.	YES	46914
	NO	29197
E Amend Section 121 of Article VIII of the Charter of The City of San Diego. This amendment provides for a register of eligibles to be made up pursuant to Civil Service Rules adopted by the Council, and to be open to public inspection.	YES	46342
	NO	21073
F Amend Article VIII of the Charter of The City of San Diego by adding a new section thereto to be numbered 140a. This amendment retains and ratifies the present status of all employees in the classified service of the City.	YES	48928
	NO	18966
<p>11-8-1949</p> <p>00387</p>		

PROPOSED CHARTER AMENDMENTS

The following proposed amendments to the Charter of the City of San Diego, California, will be submitted to the voters of the City of San Diego on Tuesday, November 8, 1949.

FRED W. SICK, City Clerk.

ORDINANCE NO. 4209
(NEW SERIES)

AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA, ORDERING, CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL MUNICIPAL ELECTION TO BE HELD IN SAID CITY ON TUESDAY, NOVEMBER 8, 1949, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF SAID CITY A PROPOSITION TO INCUR BONDED INDEBTEDNESS BY SAID CITY FOR A CERTAIN MUNICIPAL IMPROVEMENT, AND CONSOLIDATING SAID SPECIAL MUNICIPAL ELECTION WITH THE SPECIAL STATE ELECTION TO BE HELD IN SAID CITY ON SAID NOVEMBER 8, 1949.

WHEREAS, the Council of The City of San Diego, California, on the 27th day of September, 1949, by a vote of more than two-thirds of the members thereof, adopted Resolution No. 95321³⁴ entitled "A Resolution of the Council of The City of San Diego, California, determining that the public interest and necessity demand the acquisition and construction of a certain municipal improvement, and making findings relating thereto," which said resolution was duly passed and signed, approved and attested on said 27th day of September, 1949;

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

Section 1. That a special municipal election be held, and the same is hereby called and ordered to be held, in The City of San Diego, California, on the 8th day of November, 1949, for the purpose of submitting to the qualified voters of said city a proposition of incurring bonded indebtedness and issuing bonds of said City therefor, in the amount hereinafter set forth and for the objects and purposes set forth in said resolution and hereinafter stated.

Section 2. That the objects and purposes for which said indebtedness is proposed to be incurred and bonds issued therefor are as follows:

THE CITY OF SAN DIEGO LIBRARY BOND PROPOSITION:

The acquisition and construction by The City of San Diego of a certain municipal improvement, to wit: A main public library to be located on the present site of the present main library, and ten branch libraries to be located throughout the City, including the acquisition of all furniture, fixtures, equipment and property necessary for said improvement.

Section 3. That the estimated cost of the municipal improvement described in Section 2 hereof is the sum of two million, five hundred thousand dollars (\$2,500,000), and that the amount of the principal of the indebtedness to be incurred therefor is the sum of two million dollars (\$2,000,000).

That the maximum rate of interest to be paid on said indebtedness shall not exceed four per cent (4%) per annum, payable semiannually.

That if the proposition for the incurring of bonded indebtedness so submitted receives the requisite number of votes, to wit, two-thirds of the votes of the qualified voters voting at said election, bonds of said City, in not exceeding the principal amount stated in such proposition, shall be issued and sold for the objects and purposes set forth in said proposition.

Section 4. That the polls for said election shall be opened at seven o'clock, A.M., of the day of said election and shall remain open continuously from said time until seven o'clock, P.M., of the same day, when said polls shall be closed, except as provided in Section 5734 of the Elections Code of the State of California.

That on the ballots to be used at said special municipal election, in addition to any other matters required by law, there shall be printed substantially the following, to wit:

Mark crosses (+) on Ballot ONLY WITH RUBBER STAMP;
Never with Pen or Pencil.

(ABSENTEE BALLOTS MAY BE MARKED WITH PEN AND INK OR PENCIL.)

INSTRUCTIONS TO VOTERS

To vote on any measure, stamp a cross (+) in the voting square after the word "YES" or after the word "NO". All marks, except the cross (+) are forbidden. All distinguishing marks or erasures are forbidden and make the ballot void.

If you wrongly stamp, tear or deface this ballot, return it to the inspector of election and obtain another.

On absent voter's ballots mark a cross (+) with pen or pencil.

:	:	:
:	THE CITY OF SAN DIEGO LIBRARY BOND	:
:	PROPOSITION:	:
:	:	:
:	Shall The City of San Diego incur	:
:	a bonded indebtedness in the principal	YES:
:	sum of \$2,000,000 for the purpose of	:
:	the acquisition and construction by	:
:	said City of a certain municipal im-	:
:	provement, to wit: A main public	:
:	library to be located on the present	:
:	site of the present main library, and	:
:	ten branch libraries to be located	NO:
:	throughout the City, including the	:
:	acquisition of all furniture, fixtures,	:
:	equipment and property necessary for	:
:	said improvement?	:
:	:	:

A cross (+) stamped in the voting square after the word "YES" shall be counted in favor of the adoption of the question or proposition. A cross (+) stamped in the voting square after the word "NO" shall be counted against the adoption of the question or proposition.

On absent voter's ballots a cross (+) marked as provided in said Elections Code in the voting square after the word "YES" shall be counted in favor of the adoption of the question or proposition, and a cross (+) marked as provided in said Elections Code in the voting square after the word "NO" shall be counted against the adoption of the question or proposition.

Section 5. That said special municipal election hereby called to be held in The City of San Diego on the 8th day of November, 1949, shall be and is hereby ordered consolidated with the special state election to be held in The City of San Diego on said date, and within The City of San Diego the precincts, polling places, voting booths and officers of election for the special municipal election hereby called shall be the same as those provided for said special state election. The said precincts, polling places, and names of the election officers are set forth in an order designating polling places and election officers in the County of San Diego for said special state election adopted by the Board of Supervisors of said County on October 3, 1949, and entered in the minutes of said Board of Supervisors, and will be set forth in a notice given by the County Clerk and ex officio Registrar of Voters of the County of San Diego, California, entitled "List of Election Officers and Polling Places for the Special State Election to be held on the 8th day of November, 1949,"

which is to be published by said County Clerk and ex officio Registrar of Voters in the San Diego Daily Journal on October 10, 11 and 12, 1949, and reference is hereby made to said order and to said notice.

The Board of Supervisors of the County of San Diego (which has heretofore granted permission for the consolidation herein requested) hereby is requested to order the consolidation of the special municipal election hereby called with said special state election, and said Board of Supervisors is authorized hereby to canvass the returns of the special municipal election hereby called, and the election shall be held in all respects as if there were only one election, and only one form of ballot, namely, the ballot used at such special state election, shall be used. Said Board of Supervisors shall certify the result of the canvass of the returns to the Council of The City of San Diego who shall thereupon declare the result thereof.

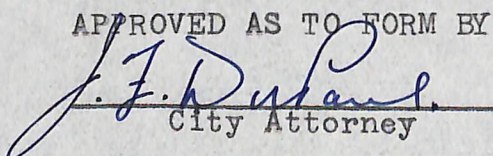
Section 6. That in all particulars not recited in this ordinance, said special municipal election shall be held and conducted as provided by law for the holding of municipal elections in said City when such municipal elections are consolidated with the general state election as provided in Section 10054 of the Elections Code.

Section 7. The City Clerk shall certify to the passage of this ordinance by the Council of said City by a vote of two-thirds of all of its members and shall cause this ordinance to be published once a day for at least seven (7) days prior to the time appointed for the holding of said election in THE SAN DIEGO UNION, a newspaper printed and published seven days a week in said city.

No other notice of such election need be given.

Section 8. This ordinance shall take effect immediately upon its passage.

APPROVED AS TO FORM BY


City Attorney

APPROVED AS TO FORM BY
CITY ATTORNEY

RECEIVED
MAY 2 1908
CITY CLERK

I HEREBY CERTIFY that the money required for the appropriation made and/or indebtedness and/or obligation incurred by reason of the provisions of the foregoing ordinance is in the Treasury, and that it is otherwise unencumbered.

Dated.....

Auditor and Comptroller of The City of San Diego, California.

By.....Deputy.

Passed and adopted by the Council of the City of San Diego, California, this 4th day of October, 1949, by the following vote, to-wit:

YEAS—Councilmen: Swan, Wincote, Schneider, Kerrigan, Dail, Godfrey

NAYS—Councilmen : None

ABSENT—Council : Mayor Knox

(ATTEST):

Vincent T. Godfrey
Mayor of The City of San Diego, California.

(SEAL)

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 4th day of October, 1949

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

I FURTHER CERTIFY that, prior to the final reading of such ordinance, a written or printed copy thereof was furnished to each member of the Council.

(SEAL)

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

By Helen M. Willig Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until it had been read on two separate calendar days of the Council, to-wit: on the..... day of..... and on the..... day of.....

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

I FURTHER CERTIFY that, prior to the final reading of such ordinance, a written or printed copy thereof was furnished to each member of the Council.

(SEAL)

City Clerk of The City of San Diego, California.

By.....Deputy.

11-8-44

B

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 Twenty Dollars (\$20.00) per official meeting, provided that not more than Two Thousand Dollars (\$2,000.00) in any fiscal year shall be paid to any Councilman for such services.

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>B Amend Section 12 of Article III of the Charter of The City of San Diego.</p> <p>This amendment fixes the compensation of Councilmen by allowing each Councilman the sum of \$20.00 per official meeting, and further provides that no Councilman shall receive in excess of \$2,000.00 per fiscal year for such services rendered by him.</p>	YES	
	NO	

C

Amend Section 118 of Article VIII of the Charter of The City of San Diego, to read as follows:

"Section 118. RULES. The Civil Service Commission shall recommend to the City Council all rules and amendments thereto for the government, supervision and control of the classified service. No rule or amendment thereto shall become effective until it shall have been adopted by ordinance after a public hearing thereon, with notice of such hearing first given by publication of such rule or amendment thereto in full once in the official newspaper of the City at least ten (10) days prior to said hearing and by posting of such rule or amendment thereto in full in three public places at least ten (10) days prior to the said hearing thereon. Following such public hearing the City Council may adopt the rule or amendment as recommended by the Civil Service Commission, may amend the same, or may reject the said recommendation. Any rule or amendment thereto adopted by ordinance shall have the force and effect of law.

Pending the adoption by ordinance of Civil Service rules as hereinabove provided, the present Civil Service rules shall remain in full force and effect for a period not to exceed ninety (90) days from the effective date of this section."

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

<p>C Amend Section 118 of Article VIII of the Charter of The City of San Diego.</p> <p>This amendment provides for the adoption of the Civil Service Rules by the City Council on recommendation of the Civil Service Commission and after a public hearing, notice of which shall be published and posted.</p>	YES	
	NO	

D

Amend Section 120 of Article VIII of the Charter of The City of San Diego, to read as follows:

"Section 120. LIMITATIONS AND CREDITS. No question in any test shall relate to race, or to political or religious opinions, affiliations or service, and no appointment, transfer, lay-off, promotion, reduction, suspension or removal shall be affected or influenced by race or such opinions, affiliations or service. In all original examinations the Civil Service Commission shall in addition to all other credits, give a credit of five per cent of the total credits specified for such examinations to all those who have served in the United States Army, Navy, Marine Corps, or any division thereof in time of war, insurrection or rebellion, and who have been honorably discharged, or retired from active service; and also to the wife of such of those as were, while in such service, wounded, crippled, or otherwise physically or mentally incapacitated to an extent preventing them from engaging in any remunerative occupation, and also to the widow of any such person, and also the widow of any soldier, sailor or marine killed or who died while in such service, and a credit of ten per cent to disabled veterans of the United States Army, Navy, Marine Corps or any division thereof who served this country in time of war, insurrection or rebellion, and who have been honorably discharged or retired from active service, and whose disability has been first determined and rated by the United States Veterans' Bureau, or any similar official Federal agency determining and rating disability for Veterans of the United States Army, Navy, Marine Corps or any division thereof or successor thereto."

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

<p>D Amend Section 120 of Article VIII of the Charter of The City of San Diego.</p> <p>This amendment deletes the detailed requirements in the giving of Civil Service tests, which requirements shall hereafter be covered by Civil Service Rules to be adopted by the Council.</p>	YES	
	NO	

E

Amend Section 121 of Article VIII of the Charter of The City of San Diego, to read as follows:

"Section 121. ELIGIBLE LISTS. The list of applicants eligible to appointment as determined by the Rules of the Civil Service shall be known as the register of eligibles and shall be open to public inspection. The names of such eligibles shall be arranged in their respective lists in the order of their standing as determined by said rules. The name of no person shall remain on the register of eligibles for more than two (2) years without a new application and, if Civil Service Rules so require, a new test."

11-8-49

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

E Amend Section 121 of Article VIII of the Charter of The City of San Diego. This amendment provides for a register of eligibles to be made up pursuant to Civil Service Rules adopted by the Council, and to be open to public inspection.	YES	
	NO	

F

Amend Article VIII of the Charter of The City of San Diego by adding a new section thereto to be numbered Section 140a, to read as follows:

"Section 140a. STATUS OF PRESENT EMPLOYEES. All officers and employees who at the time of the taking effect of this section would be included in the classified service and who shall have been continuously in the service of the City for a period of six (6) months prior to the effective date of this section, shall automatically retain their positions as if duly appointed thereto as of the date of their original appointment in accordance with the provisions of this Charter and the Civil Service Rules, and shall be deemed to have the necessary qualifications required by the provisions thereof; and thereafter be superseded, replaced, discharged, reduced in rank, promoted, transferred or retired only in accordance with the provisions of this Charter. All officers and employees who at the time of the taking effect of this section would be included in the classified service, but who have been in the service of the City for a period of less than six (6) months, shall be deemed to be serving under probation and be subject to the same regulations as other officers and employees serving under probation as provided by the Civil Service Rules."

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

F Amend Article VIII of the Charter of The City of San Diego by adding a new section thereto to be numbered 140a. This amendment retains and ratifies the present status of all employees in the classified service of the City.	YES	
	NO	