

PROPOSED
CHARTER AMENDMENTS
AND QUESTIONS

TO BE SUBMITTED
NOVEMBER 7, 1922

**ISSUED IN ACCORDANCE WITH SECTION 9, CHAPTER III,
ARTICLE XI OF THE CHARTER OF THE CITY
AND COUNTY OF SAN FRANCISCO**

Issued by Order of the
BOARD OF ELECTION COMMISSIONERS

Attest:



A large, stylized handwritten signature in black ink, appearing to read "J. J. J. J. J.".

**Registrar of Voters and Secretary of the
Board of Election Commissioners.**

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NOVEMBER 7, 1922

QUESTION NO. 31.

CITY AND COUNTY OF SAN FRANCISCO.

April 8, 1922.

Board of Election Commissioners,
City Hall,
San Francisco, Calif.
Gentlemen:

Your attention is respectfully called to the following Resolution adopted by the Board of Supervisors April 3, 1922:

RESOLVED, That pursuant to the provisions of Section 2, Chapter IV, Article XI of the Charter, the Board of Supervisors herewith submit to the voters of the City and County of San Francisco the following question to be voted upon at the general election to be held on the 7th day of November, 1922, viz.:

“Shall Congress be memorialized to so amend the law so as to permit the manufacture and use of light wines and beer for beverage purposes?”

That such question be printed on the ballot to be used at such election, with a space opposite the same, so that each voter may express the answer thereto either “Yes” or “No.”

That the Election Commission make due return of the result of the votes cast upon such question, and should the same receive a majority in the affirmative this Board will memorialize Congress accordingly.

Very truly,

J. S. DUNNIGAN, Clerk.

Filed this 8th day of April,
1922, at 11:50 o’Clock A. M.

J. H. ZEMANSKY,
Registrar of Voters.

CHARTER AMENDMENT NO. 32.

A petition having been filed with the Board of Supervisors of the City and County of San Francisco, State of California, the said Board being the legislative body of said City and County, which petition conforms in all respects to the requirements of Section 8 of Article XI of the Constitution of the State of California, petitioning said legislative body to submit to the qualified electors the following proposal to amend the charter of said city and county; now, therefore, the Board of Supervisors of the City and County of San Francisco, in compliance with the provisions of the Constitution of the State of California, hereby submits to the qualified electors of said city and county at the general election to be held on the 7th day of November, 1922, a proposal to amend said charter as follows:

PROPOSED CHARTER AMENDMENT.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of said City and County by amending Article XIII of said Charter, relating to Civil Service, and repealing Sections 7, 10, 12 and 16 of said Article XIII and any or all other provisions of the said Charter in conflict with the said proposed amendment.

For the purpose of promoting efficiency in all departments, and providing unlimited opportunities for advancement according to merit for employees of the City and County, and encouraging competent persons to enter the municipal service, it is proposed to amend Article XIII of the Charter of the City and County of San Francisco, as follows:

1. Section 11 of Article XIII of the said Charter is hereby amended to read as follows:

DEPARTMENTS GOVERNED BY THIS ARTICLE.

Section 11, Subdivision A. The provisions of this Article shall apply to all offices and departments of the City and County except the following:

1. Elected officers.
2. Appointees of the Mayor, except as herein otherwise provided.

3. The teaching force under the Board of Education.
4. The officers and assistants of the Board of Library Trustees.
5. Persons employed temporarily as consultants in auditing, engineering or other professional services with the concurrence of the Civil Service Commission.
6. Special examiners and other special assistants in the Civil Service Department when temporarily employed for specified services.
7. Persons employed on public works outside the City and County during the period of construction.
8. Such assistants in his office, not to exceed five in number, as may be designated by the District Attorney.
9. The Chief of Police and the Chief Engineer of the Fire Department.

OFFICERS MADE APPOINTIVE.

Subdivision B. The following officers of the City and County heretofore elected shall, on and after the approval of this amendment by the Legislature, be included in the classified service, and selected in accordance with the provisions of this Article: Auditor, Assessor, County Clerk, City Attorney, Sheriff, Treasurer, Tax Collector, Recorder, Public Administrator, and Coroner; provided, that the provisions of Article XVII of this Charter, relating to the retirement of employees, shall not apply to any incumbent holding any of the offices mentioned in this Subdivision at the time of the approval of this Amendment by the electors unless the said incumbent shall make written application to the Board of Administration to be covered by the provisions of said Article XVII; and provided further, that the official bonds required for the offices named in this Subdivision shall be secured and paid for by the City and County, as heretofore required by law when such officers were elective; and provided further, that in the case of any incumbents holding such offices at the time of approval of this Amendment by the electors, the compensation of the officers mentioned in this Subdivision shall not be diminished during the terms of office for which they were elected.

QUALIFIED PERSONS GIVEN PREFERENCE.

Subdivision C. Any person, including elective officers here made appointive, who has been employed in any position in the classified

service as defined by this amendment, for a period of not less than one year prior to the ratification of this amendment by the electors, and who is actually employed in such position at the time of such ratification, is hereby declared appointed within the provisions of the Article to the position so held. Any person promoted from a lower to a higher position during the said year shall be deemed appointed to the position held for a period of one year next prior thereto.

VACANCIES FILLED BY MAYOR.

Subdivision D. Vacancies in the position named in Subdivision B shall be filled by the Mayor from the three persons standing highest on a register of eligibles secured through a competitive examination given in accordance with this Article. Pending certification of eligibles for such vacancy the person having seniority in the next lower rank shall be appointed temporarily to exercise the duties of the office; provided, that the same person shall not hold office under temporary appointment for more than ninety days.

The provisions of Article XVII pertaining to the retirement of employees shall apply without exception to the officers appointed by the Mayor under the provisions of this Subdivision.

PREFERENCE TO PERSONS ALREADY EMPLOYED.

Subdivision E. Any person employed in the operating service of any public utility acquired by the City and County, who has been so employed continuously for not less than one year prior to such acquisition, shall be deemed appointed under the provisions of this Article to the position held for one year prior thereto.

2. A new Section is hereby added to Article XIII of the said Charter to be known as Section 23 and to read as follows:

ADDITIONAL POWERS AND DUTIES OF CIVIL SERVICE COMMISSION.

Section 23. The Civil Service Commission is charged with the following powers and duties in addition to those enumerated in the other sections of this Article:

STANDARDIZATION OF SALARIES.

1. In order to promote efficiency and to standardize salaries so that like compensation shall be paid for like service with due regard to economic conditions in the City and County and the nature of the duties performed, the Civil Service Commission shall fix, and may from time to time revise, the maximum and minimum compensation for each class, grade, or other subdivision of the classified service.

The Board of Supervisors may amend and shall approve or reject any schedule of compensation fixed by the Civil Service Commission; provided, that no compensation for any class, grade, or other subdivision of the salary schedules shall be fixed at a rate above the maximum proposed by the Civil Service Commission. Changes in the schedules of compensation for any class, grade, or other subdivision may be made by the Supervisors in the month of April of any year and at no other time. Such changes shall in no case exceed the maximum compensation recommended by the Civil Service Commission, and shall take effect on the first day of July immediately following.

Boards or officers having the appointing power shall fix the compensation of their appointees within the limits set by the Civil Service Commission for the class, grade or other subdivision in which such appointees have standing. To carry out the purpose of this provision, salary fixing powers given to specific departments in other sections of this Charter, and salaries or other forms of compensation specified by this Charter for positions within the classified service are hereby repealed.

Where the salary of any position paid at the time of the ratification of this provision by the electors shall prove to be out of line with the standards fixed as above provided, the Supervisors may direct the payment of such salary to any incumbent who held such position at the time of ratification and fix the period when such position shall be brought within the standard compensation for the class or grade.

EXECUTIVE SECRETARY.

2. The Commission shall select a chief executive officer who shall be known as Executive Secretary; provided that any person holding the position of Chief Examiner at the time of the ratification of this amendment by the electors, who has held the same for a period of not less than one year immediately prior thereto shall be deemed appointed as such Executive Secretary. The compensation of the Executive Secretary and

of the persons employed under him shall be fixed by the Civil Service Commission in accordance with the provisions of this section.

OTHER EMPLOYEES OF DEPARTMENT.

3. Subject to the approval of the Commissioners and in such manner as they shall direct, the Executive Secretary shall appoint all examiners, inspectors, clerks and other employees of the Civil Service Department, provided, that all permanent employees of the department shall be selected as the result of competitive examination.

NON-ASSEMBLED EXAMINATIONS FOR PROFESSIONAL CANDIDATES.

4. The Civil Service Commission, in its discretion, may provide for the determination of qualifications of physicians, engineers, attorneys, and others performing technical, professional, or managerial services by examinations which may be in whole or in part of a non-assembled character; provided, that such examinations shall be competitive.

REGISTER OF ELIGIBLES.

5. From the returns of examinations given in accordance with the provisions of this Article, the Commission shall prepare a register for each class of positions in the classified service of the applicants who have met all of the requirements fixed by the Commission in the resolution calling such examination. Such persons shall take rank on the register of eligibles in order of their relative excellence as determined by examination, without reference to priority of time of examination. Eligibility as thus established shall continue not less than one year nor more than four years, in the discretion of the Civil Service Commission.

EMERGENCY APPOINTMENTS.

6. The Commission shall make certification as provided in Section 9 from the list of eligibles which in the judgment of the Commission is most appropriate to the duties to be performed. When there are no such eligibles the Commission may grant permission to the head of the department

concerned to make emergency appointment of persons who have qualifications fixed by the Commission; but such appointments shall be for a period not exceeding sixty days and only until regular appointments shall be made. The same person shall not receive compensation under any emergency appointment made under any such authorization or any renewal thereof for more than sixty days in any calendar year.

APPOINTMENT ON PROBATION.

7. When the appointing officer receives the certification of eligibles by the Civil Service Commission for any position, he shall appoint one of the persons so certified in the manner provided by the rules of the Commission. Such appointment shall be on probation for a period to be fixed by the rules of the Commission. At or before the expiration of the period of probation the head of the department or office may return said person to the eligible list on stating in writing the reasons therefor.

PROVISION FOR TRANSFER.

8. The Commission shall provide by general rule for the manner in which transfers of appointees in any department may be made for temporary or permanent service in the same class in another department, and when temporary transfer is made may determine the proportion of compensation to be paid by each department.

APPROVAL OF PAYROLLS.

9. The Commission shall fix the times at which, and the manner in which, payrolls shall be presented and approved.

It shall be the duty of the Board of Administration to report to the Civil Service Commission the names of all employees retired from active service in accordance with the provisions of Article XVII of this Charter, and the Civil Service Commission shall thereafter refuse to approve any demand for compensation in whatever form for the said retired employees except in accordance with the provisions of the said Article, or ordinances adopted by authority thereof.

DISMISSALS.

10. No person in the classified civil service shall be removed or discharged except on charges filed in writing with the department in which he is serving and with the Civil Service Commission. A copy of the charges shall be given the accused or in case he cannot be found, may be mailed to him at his last known address, and he shall be given an opportunity to be heard in his own defense before the appointing power. The following are causes for dismissal: Incompetence; habitual intemperance; immoral conduct; insubordination; neglect of duty; discourteous treatment of the public or other employees of the city government; participation in a political campaign as defined by Section 32 of Article XVI of this Charter; violation of the rules of the department in which he is employed or of the Civil Service Commission.

After giving the accused employee an opportunity to answer charges, the appointing power may: (a) Exonerate the employee; or (b) request the Civil Service Commission to transfer him to another department or return him to the register from which he was appointed; or (c) dismiss him from the service. In case an employee is found guilty and mitigating circumstances are shown, the appointing power may in lieu of dismissal, and with the consent of the Civil Service Commission and of the employee concerned, transfer him to a lower position in the department. A statement of the action taken by the appointing power with reasons therefor, shall be filed in the records of the department and with the Civil Service Commission. On dismissal from the service the employee shall lose all rights under this Article and may re-enter the service only by passing another examination with the consent of the Civil Service Commission. Pending the hearing of charges, the employee may be suspended for a period not exceeding thirty days.

At any time within ten days after decision by the appointing power, such employee may appeal from the finding of the appointing power by filing with the Civil Service Commission in writing a statement of the reasons for his complaint against such finding. The Commission may in its discretion investigate such complaint and report its recommendations to the Mayor. If such report shall show that the employee was unjustly dismissed, the Mayor may in his discretion reinstate such employee and may order that his compensation be paid for time lost. The Civil Service Commission may hear and determine charges filed by any citizen or by the authorized agents of the Commission acting under the power conferred by Section 14 of this Article when the appointing power neglects or refuses to act within ten days.

Subject to the provisions of this section, the Mayor shall have power to remove for cause any of the officers mentioned in Subdivision B of Section 11 of this Article. The Mayor shall immediately report his action in each case to the Board of Supervisors, and unless reversed by them within thirty days his action shall be final.

SUSPENSIONS.

11. For disciplinary purposes an employee may be suspended for a period not exceeding thirty days for any of the causes named in Subdivision 10 of this section. Suspension shall carry with it the loss of compensation for the period of suspension.

IMPROVEMENT OF PUBLIC SERVICE.

12. For the betterment of the public service and in co-operation with department heads, the Commission shall, so far as their appropriations will permit, establish training courses for persons on the eligible register or in service in order to prepare them for the duties which they are to perform, and may publish for the employees or eligibles such information as may improve their efficiency. In the option of the Commission, service records may be kept which shall be used to determine standing within grades and be considered in examinations for promotion.

RECORDS TO BE KEPT AND ANALYZED:

13. Department heads shall prepare such records of service as may be required by the Civil Service Commission, and an analysis of such records shall form a part of the Commission's annual report.

3. A new section is hereby added to Article XIII of the said Charter to be known as Section 24 and to read as follows:

PROVISION FOR SALARY STANDARDIZATION AND EFFICIENCY.

Section 24. For the purpose of standardizing compensation of employees and securing efficiency, the Supervisors shall appropriate annually an amount equal to two-tenths of one per cent of the aggregate annual pay

rolls of all departments under the classified service, or so much thereof as the Commission may request, for a period not exceeding three years. For the expenses of performing the other duties herein imposed upon the Commission, the Supervisors shall appropriate three-tenths of one per cent of such pay rolls each year, or so much thereof as the Commission may request. The Supervisors may appropriate additional amounts for specific services. Such appropriations shall be in lieu of other appropriations heretofore fixed in this Article for the maintenance of the Commission.

4. Sections 7, 10, 12 and 16 of this Article, and any or all other provisions of this Charter in conflict with this Amendment are hereby superseded or repealed.

5. If any of the provisions of this Amendment shall be found to be unconstitutional or invalid, for any reason, the remainder of the Amendment shall not thereby be invalid, but shall remain in full force and effect.

CHARTER AMENDMENT NO. 33.

Describing and setting forth a proposal to the qualified electors of the City and County to amend the Charter of said City and County by adding a new subdivision to Section 11 of Article XIII to be designated subdivision C, relating to positions in the Coroner's office.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That a new subdivision to be designated Subdivision C be added to Section 11 of Article XIII and to read as follows:

Subdivision C. Any person who has served for a period of one year continuously prior to the date of approval of this amendment by the Legislature in the position of Assistant Deputy Coroner (female) is hereby declared appointed within the provisions of Article XIII of this Charter to such position and shall be entitled to all the benefits of said article.

CHARTER AMENDMENT NO. 34.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend

Section 11 of Article XIII of the Charter of said City and County by adding thereto a new subdivision to be known as subdivision D, relating to the office of Sheriff.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend Article XIII of the Charter of said City and County as follows:

That a new subdivision to be known as subdivision D be added to Section 11 of Article XIII and to read as follows:

Subdivision D. Any person who has served for a period of five years continuously next prior to the date of approval by the Legislature of this amendment, and who shall actually be employed in the positions of chief bookkeeper and cashier in the office of said Sheriff, are hereby declared to be appointed within the provisions of Article XIII of the Charter to such positions and shall be entitled to all the benefits of said Article XIII thereafter. Hereafter the positions herein named shall be subject to the provisions of said Article XIII.

CHARTER AMENDMENT NO. 35.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Article XVI thereof to be numbered Section 1a, relating to meetings of boards and commissions.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That a new section be added to Article XVI to be numbered Section 1a and to read as follows:

Section 1a. All meetings, regular or special, of every board or commission acting pursuant to this Charter, any ordinance, or any law of the State, for the transaction of any business of such board or commission, shall be open to the public, excepting special meetings held by the Civil Service Commission for the purpose of approving payrolls and considering and adopting examination questions, and in the event of there being no date fixed by law, or ordinance, for the holding of any such meeting, public notice thereof shall be made.

CHARTER AMENDMENT NO. 36.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 6 of Chapter V of Article VIII thereof, relating to number of detectives of the Police Department.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That Section 6 of Chapter V of Article VIII be amended to read as follows:

Section 6. The Chief of Police may detail for detective duties such members of the police force as he may select, not to exceed one for each eighteen members of the police force. He shall designate a Captain of Police to act as captain over the officers so detailed, who shall receive an annual salary of \$4000. Such captain shall rank as Captain of Detectives and his duties shall be defined by the Commissioners and by the Chief of Police. Such captain shall be in addition to the number of captains specified in Section 2 of this chapter. The members so detailed shall be known in rank as Detective Sergeants. Each of said detective sergeants shall receive an annual salary of \$2400. They may be removed at any time from such detail by the Chief of Police. Their duties shall be defined by the rules and regulations of the Commissioners, by the orders of the Chief of Police and by orders of the Captain of Detectives.

CHARTER AMENDMENT NO. 37.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Chapter X of Article VIII thereof to be numbered Section 14, and by adding a new section to Chapter VII of Article IX thereof to be numbered section 11, relating to final determination of matters concerning pensions of policemen and firemen.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That a new section be added to Chapter X of Article VIII to be numbered Section 14 and to read as follows:

Section 14. The judgment of said Board of Police Commissioners in passing upon or determining the question when the disability upon which a pension has been granted has ceased shall be final, unless in passing upon or determining said question said Board commit a clear abuse of discretion.

That a new section be added to Chapter VII of Article IX to be numbered Section 11 and to read as follows:

Section 11. The judgment of the Board of Fire Pension Fund Commissioners in passing upon or determining the question when the disability upon which a pension has been granted has ceased shall be final, unless in passing upon or determining said question said Board of Commissioners commit a clear abuse of discretion.

CHARTER AMENDMENT NO. 38.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 4 of Chapter I of Article XI and repealing Section 5 thereof, relating to the registration of voters and the compensation to be paid therefor.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That Section 4, Chapter I, Article XI, be amended to read as follows:

Section 4. All provisions of the general laws of this State, including penal laws, respecting elections not inconsistent with the provisions of Chapter II hereof, shall be applicable to all elections held in the City and County of San Francisco. All provisions of the general laws of this State, respecting the registration of voters, shall be applicable to such registration in this City and County. The Board of Election Commissioners may provide for the registration of qualified electors at places outside of its office in the City Hall and at the residences and places of business of electors, and it may fix the compensations of the deputies employed for the purpose, at a rate of not more than ten (10) cents for each valid affidavit of registration completed and returned to the Registrar of Voters by each of said

deputies, respectively. The Board may appoint such other deputies, clerical assistants and employees as may be necessary, and shall by resolution adopted by a majority vote of all its members and entered upon its minutes, designate the salary to be received and the service to be rendered by each, and the time for which they shall be employed. The time of employment of such deputies, assistants and employes shall not be extended and when a salary shall have been fixed, it shall not be changed except by like resolution of the Board.

This section is subject to the provisions of Article XIII of the Charter. The provisions of this section shall have full force and effect, all other sections of this Charter notwithstanding.

Section 5 of Chapter I of Article XI is hereby repealed.

CHARTER AMENDMENT NO. 39.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 14 of Chapter II of Article XI thereof, relating to the use of ballot machines.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That Section 14 of Chapter II of Article XI be amended to read as follows:

Section 14. In the event of the use of voting machines the arrangement of the ballot, the counting of the vote, the canvass of returns and the determination of the result shall be governed by the general laws of the State.

CHARTER AMENDMENT NO. 40.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Article XII thereof to be numbered Section 21, relating to foreign trade zones.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the

general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That a new section be added to Article XII to be numbered Section 21 and to read as follows:

Section 21. Foreign trade zones, as have been or may hereafter be authorized by acts of Congress to be located in the City and County of San Francisco, are hereby declared to be public utilities within the meaning of this article. A bonded indebtedness for the construction, completion or acquisition of foreign trade zones and the acquisition of necessary lands, buildings and equipment authorized by the electors in accordance with the provisions of this article shall be exclusive of the bonded indebtedness of the City and County of San Francisco limited by Section 9 of this article whenever the Board of Supervisors in the ordinance provided for in Sections 1 and 5 of this article shall declare that the rates shall be so fixed that the income from the operation of the foreign trade zones shall be sufficient to create surplus earnings out of which interest on the bonds issued for the acquisition, construction or completion of such foreign trade zones may be paid and the necessary sinking fund for their redemption provided for.

CHARTER AMENDMENT NO. 41.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Chapter II of Article II thereof, to be numbered Section 13, relating to the expenditure of money for the construction of highways outside of the corporate limits.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That a new section be added to Chapter II of Article II to be numbered Section 13 and to read as follows:

Section 13. Nothing in this Charter contained shall be construed to prohibit the expenditure of money by the City and County for the construction of public highways outside of its corporate limits, and the Board of Supervisors may authorize such expenditure and may direct payment to be made to any constituted body authorized by law to construct such public highways; provided, however, that consent to the construction of

such highway shall be given by the legislative body of the county wherein the same is located. The Board of Supervisors may enter into an agreement with another county or counties for the construction of a public highway and such agreement may provide for the method by which such agreement shall be executed.

CHARTER AMENDMENT NO. 42.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Chapter III of Article II thereof to be numbered Section 8, relating to official advertising.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That a new section be added to Chapter III of Article II to be numbered Section 8 and to read as follows:

Section 8. The method prescribed in this Charter for publishing all official matters and doing official advertising shall not be deemed exclusive, and the Board of Supervisors in lieu of such prescribed method may establish and publish an official newspaper under the name of "Municipal Record," which shall be printed, published and circulated once a week, and wherein may be published any or all official matter required to be published by this Charter or State law. When by any provision of this Charter a publication of any matter is required for not more than five days in a daily newspaper, one publication in such weekly newspaper shall be equivalent thereto; if for more than five days and not more than ten days, two such publications shall be equivalent; if for more than ten days, one publication for and during each week or fraction thereof contained in the period for which publication is required shall be equivalent to a daily publication.

CHARTER AMENDMENT NO. 43.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Article XII thereof to be numbered Section 19, relating to the elimination of the bonded debt.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That a new section be added to Article XII to be numbered Section 19 and to read as follows:

Section 19. The fifteen per cent limit on bonded indebtedness contained in Section 9 of this article shall not include any bond indebtedness which may be hereafter incurred for the construction, completion or acquisition of public utilities designed to furnish and deliver electric energy produced by the Hetch Hetchy project, nor which may be hereafter incurred for the construction, completion or acquisition of public utilities designed to furnish and deliver water.

The City and County may dispose of surplus water or electric energy outside of the limits of the City and County.

CHARTER AMENDMENT NO. 44.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 6 of Article XIV thereof, to permit the Board of Park Commissioners of the City and County of San Francisco to lease park property for concession purposes.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of the City and County as follows:

That Section 6 of Article XIV thereof be amended to read as follows:

Section 6. The Commissioners shall have the complete and exclusive control, management and direction of the aforesaid parks, squares, avenues and grounds, and the exclusive right to erect and to superintend the erection of buildings and structures thereon; and to that end may employ and appoint superintendents, laborers, surveyors, engineers and other officers and assistants, and prescribe and fix their duties, authority and compensation. They shall have the exclusive management and disbursements of all funds legally appropriated or received from any source for the support of said parks, squares, avenues and grounds.

The Board may accept from donors suitable articles for the Museum and Art Gallery situate in the aforesaid Golden Gate Park, and shall manage and control said Museum and Art Gallery.

Except as provided in Section 9 of this article, nothing in this section shall be so construed as to authorize the Commissioners to lease any part of any of said parks, squares, avenues and grounds to any person, company or corporation for any purpose; or to permit any person, company or corporation to build or maintain any structure on any part of said parks, squares, avenues or grounds; but this shall not inhibit the Board from leasing, for a period not greater than five years, such property as may be under the jurisdiction of said Board for the use of the public to such persons, company or corporation who shall undertake to serve such use; and in every such lease the Board shall reserve the right to enter at all times into and upon the premises so leased, and shall make the condition that the building so leased shall be used for park pleasure purposes only. No such building shall be constructed by the Board except it be within the objects and purposes for which said parks, squares, avenues and grounds were dedicated to the public. Nothing in this section contained shall inhibit the Board from leasing any stadium or recreation field under its jurisdiction to any person, association or corporation, for the purpose of holding thereon an athletic contest or contests, and in such lease the Board may permit such person, association or corporation to charge an admission fee to persons desirous of witnessing such contest or contests.

Nothing, however, in this section contained shall inhibit the Board from permitting the use of a limited portion of any one of the aforesaid parks or squares for the purpose of conducting thereon a fair or exposition, under such conditions and restrictions as may be necessary to conserve the integrity of said parks and squares, and for a period not greater than six months, and so as not to interfere with the use of any of the same by the public for park-pleasure purposes; but no such permission shall ever be granted except such fair or exposition be of National, State or Municipal importance. None of the moneys in, or appropriated to, the Park Fund shall be used for the purpose of any such fair or exposition.

CHARTER AMENDMENT NO. 45.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said

City and County by adding a new section to Article XIV thereof to be numbered Section 15, relating to the lease of sub-surface areas of public parks.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That a new section be added to Article XIV thereof to be numbered Section 15 and to read as follows:

Section 15. Nothing in this Charter shall inhibit the Board of Park Commissioners from utilizing, when public interest and necessity requires, the sub-park space in public parks and squares for automobile garage or parking station purposes, and to erect structures therein for such purposes, or to lease for a period not to exceed fifty years such sub-park space for such purpose to any responsible person, firm or corporation, the right to construct and operate such automobile garage or parking stations, upon terms and conditions to be determined by the Board of Park Commissioners; provided, however, that such purpose of the sub-park space is not detrimental to the original purpose for which said park or square has been dedicated, and shall not interfere with the use of said park or square by the public for park-pleasure purposes.

CHARTER AMENDMENT NO. 46.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 1 of Chapter VIII of Article V thereof, relating to the salaries of Police Judges.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That Section 1 of Chapter VIII of Article V be amended so as to read as follows:

Section 1. There is hereby created and established in and for the City and County of San Francisco a court to be known as the Police

Court of the City and County of San Francisco. Said Court shall consist of four judges, who shall be elected by the people and hold office for four years. They shall each receive an annual salary of \$4800. They shall be electors of the City and County at the time of their election, and must have been such for at least five years next preceding such time. No person shall be eligible to the office of Judge of the Police Court who is not at the time of his election qualified to practice in all the courts of this State, and who has not been so qualified for at least five years next preceding his election. The Court shall be divided into departments known as Department Number One, Department Number Two, Department Number Three and Department Number Four. The judges of such Court may hold as many sessions of the Court at the same time as there are judges thereof. The judges who shall be elected at the first election under this Charter shall so classify themselves by lot that two of them shall go out of office in two years and two of them in four years.

They shall choose from their number a Presiding Judge, who shall serve for one year. The Presiding Judge shall assign the judges to their respective departments; but any of the judges may preside in any of the departments in the absence or inability of the Judge regularly assigned thereto.

The judgments, orders and proceedings of any session of the Court held by any one or more of the judges shall be equally effectual as if all the judges had presided at such session.

CHARTER AMENDMENT NO. 47.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Chapter I of Article III of the Charter, relating to the repayment of taxes illegally collected.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at a general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That a new section is hereby added to Chapter I of Article III, to be known as Section 18, and to read as follows:

Section 18. Whenever the Supreme Court or Court of Appeals of the State of California or of the United States shall have decided that

any portion of tax levy made by the Board of Supervisors prior to the adoption of this amendment was unlawfully made as being in excess of the powers of the Board of Supervisors it shall be the duty of the Board of Supervisors to refund to the owners of the property upon which such tax was imposed the amount of the illegal tax paid, notwithstanding that no protest was made at the time of such payment. For the purpose of repaying such illegal tax the Board of Supervisors is hereby authorized and directed to levy a tax upon all the property subject to taxation within the City and County as the same shall appear upon the assessment roll, sufficient to raise a sum to refund the amount of the illegal tax levied and collected, and such tax may be in addition to all other taxes permitted to be levied under the provisions of this Charter.

CHARTER AMENDMENT NO. 48.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Sections 9 and 11 of Chapter II of Article II, and adding a new section to said chapter to be numbered section 12, relating to the sale of land.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That Sections 9 and 11 of Chapter II of Article II be amended so as to read as follows:

Section 9. The City and County of San Francisco shall have power to sell all lands owned by the City and County, excepting lands for parks, squares and children's playgrounds, and subject to the restrictions contained in Sections 11 and 12 of this chapter, and the Board of Supervisors of said City and County may by ordinance determine that the public interest or necessity demands the sale of such lands so owned or held by the City and County.

Such ordinance must describe the lands to be sold, and the terms of sale which must be for cash in United States gold coin. The land may be sold in one parcel or in subdivisions, as the Supervisors may in such ordinance, determine, and sales shall be made by the Mayor as hereinafter provided.

Every such sale must be at public auction, unless the Supervisors shall, in and by such ordinance, determine that all or a portion of such lands shall be sold at private sale.

When a sale at public auction is to be had, the Clerk of the Board of Supervisors must give notice thereof by publishing the same in the official newspaper, and one other daily newspaper published in the City and County, at least three weeks successively next before the sale, which said notice shall describe the lands to be sold with common certainty.

Such sales at public auction must be made in the City and County and must be between the hours of 9 o'clock in the morning and 5 o'clock in the afternoon, and must be made on the day named in the notice of sale, unless the same is postponed.

When it shall have been determined by the Supervisors, as hereinbefore provided, that the sale of such lands shall be at private sale a notice shall be published in the official newspaper, and one other daily newspaper published in the City and County, for two weeks successively next before the day on or after which the sale is to be made, and the land and tenements to be sold must be described therein with common certainty. The notice must state a day on or after which the sale will be made, and must state that all bids or offers will be received by the Mayor of the City and County, at his office. The day last referred to must be at least fifteen days from the first publication of notice; and the sale must not be made before that day, but must be made within six months thereafter. The bids or offers must be in writing, and must be filed with the Mayor at his office.

No sale of real estate at private sale shall be confirmed by the Supervisors as hereinafter provided unless the sum offered shall be at least 90 per cent of the appraised value thereof, to be fixed and determined as next hereafter provided.

An appraisement of such lands shall be made and filed with the Supervisors, within three weeks after the final passage of the ordinance hereinbefore mentioned, by the Mayor, the Assessor, and the chairman of the Finance Committee of the Supervisors, who are hereby constituted a board of appraisement for such purpose.

When a sale shall have been made by the Mayor, at public auction or at private sale, as hereinbefore provided, he shall require from the person to whom the property is sold a deposit amounting to 10 per cent of the sum bid. He shall immediately thereafter at the next meeting of the Supervisors, report the fact of such sale to the Supervisors

with a statement of the sum bid and the name of the bidder, with a request that the Board confirm such sale.

The Clerk of the Supervisors shall immediately thereupon give notice by publication in the official newspaper, and one other daily newspaper published in the City and County, that at a meeting of the Supervisors, to be not less than twenty nor more than thirty days, from the first publication of such notice, that such sale has been made, the amount for which the property has been sold and the name of the purchaser. Such notice shall also contain a statement that at such meeting, if an offer of 10 per cent more in amount than that named in said notice shall be made to the Supervisors, in writing, by a responsible person, the Supervisors will confirm such sale to such person, or order a new sale as hereinafter provided.

At such meeting, if it appears to the Supervisors that the sum bid is not disproportionate to the value of the property sold, and that a greater sum cannot be obtained, or if an increased bid, as hereinbefore mentioned, be made and accepted, the Board of Supervisors may, by an ordinance, passed by an affirmative vote, of at least fifteen of its members, confirm such sale, and direct conveyances to be executed by the Mayor. A certified copy of such ordinance shall be recorded in the County Recorder's office in the county in which the property is situated.

The Board of Supervisors may, in its discretion, confirm or refuse to confirm any sale.

In the event of the refusal of the Board of Supervisors to confirm the sale all proceedings taken as hereinbefore provided for the sale of the lands shall be void and of no effect.

If the sale is confirmed by the Board of Supervisors, conveyances must thereupon be made by the Mayor to the person to whom the sale shall have been so confirmed and shall be delivered to him upon payment of the balance of the purchase price. Such conveyances shall be in the name of the City and County, and shall be effective to convey all the right, title and interest of the City and County in and to the lands therein described to the grantee therein named.

Section 11. Whenever the Board of Education shall by resolution determine that any of the lots of land reserved or dedicated for school purposes are inadequate or unsuitable for school purposes or for use as sites for school buildings and that the public interest or necessity demands the sale thereof, said Board may recommend to the Mayor that such sale be made. If the Mayor shall concur

in said recommendation he shall report the same to the Board of Supervisors and said Board shall make such sale in the manner provided in Section 9 of this Chapter. The proceeds arising from such sale shall be used exclusively for the purpose of purchasing lands for school purposes or sites for school buildings or for additions to existing sites for school purposes.

That a new section be added to Chapter II of Article II to be numbered Section 12 and to read as follows:

Section 12. Whenever the Board of Fire Commissioners shall, by resolution, determine that any of the lots of land reserved for Fire Department purposes are inadequate or unsuitable or no longer necessary for Fire Department purposes or for use as sites for fire houses and that the public interest or necessity demands the sale thereof, said Board may recommend to the Mayor that such sale be made. If the Mayor shall concur in said recommendation, he shall report the same to the Board of Supervisors, and said Board shall make such sale in the manner provided in Section 9 of this Chapter. The proceeds arising from such sale shall be used exclusively for the purpose of erecting fire houses or purchasing lands for Fire Department purposes or sites for fire houses or for additions to existing sites for Fire Department purposes or to fire houses.

CHARTER AMENDMENT NO. 49.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Article XII thereof to be numbered Section 20, relating to the creation of a Public Service Commission.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That a new section be added to Article XII to be numbered Section 20 and to read as follows:

Section 20. For the purpose of operating and maintaining the public utilities authorized to be acquired by the provisions of this article the Board of Supervisors is hereby authorized and directed to create by ordinance a Public Service Commission and to fix its powers, duties and responsibilities, such commission to be appointed by the Mayor.

CHARTER AMENDMENT NO. 50.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Article XVI thereof to be numbered Section 44, relating to the salaries of certain officers.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That a new section be added to Article XVI to be numbered Section 44 and to read as follows:

Section 44. From and after July 1, 1923, the salaries of the following officers of the City and County of San Francisco shall be as follows, to-wit: District Attorney, six thousand dollars per annum; Auditor, six thousand dollars per annum; County Clerk, six thousand dollars per annum; Treasurer, six thousand dollars per annum; Coroner, six thousand dollars per annum; Recorder, six thousand dollars per annum; Tax Collector, six thousand dollars per annum, and City Attorney, six thousand dollars per annum.

All provisions of the Charter in conflict herewith are hereby repealed.

CHARTER AMENDMENT NO. 51.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new chapter to Article II thereof to be designated Chapter IV, relating to a Department of Supplies.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That a new chapter is hereby added to Article II to be designated Chapter IV and to read as follows:

Section 1. A Bureau of Supplies is hereby created. The chief of the Bureau shall be a Purchaser of Supplies to be appointed and salary fixed by ordinance of the Board of Supervisors. He shall give an official bond in such sum as may be fixed by said Board.

The Purchaser of Supplies may appoint, subject to the provisions of Article XIII of the Charter, such deputies and assistants as may be necessary when authorized by the Board of Supervisors, and their compensation shall be fixed by said Board; but present employes of the City and County exclusively performing duties as purchasers of supplies or as inspectors, custodians, commissaries or accountants thereof shall be transferred to this Bureau from the department where now employed, and such employes shall be deemed appointed to such positions within the provisions of Article XIII of the Charter and shall be entitled to all the benefits of said article thereafter.

Section 2. The Purchaser of Supplies shall have authority, and it shall be his duty, to purchase all the supplies of every kind and nature required by the several departments of the City government (except the Public Library) upon requisitions issued by such departments, and this provision shall supersede any provision to the contrary contained in this Charter and it shall be the duty of the department to comply herewith. He shall have authority to sell personal property belonging to the City and County when authorized by a resolution of the Board of Supervisors.

Section 3. Notwithstanding the provisions contained in Chapter III of this article or in Section 9 of Chapter I of Article III, the Board of Supervisors shall by ordinance provide a method by which all supplies shall be purchased, the quantity thereof for which contracts may be made, which shall not exceed the estimated quantity required for one year, the period for which delivery of supplies may be made, which shall not be longer than one year, the security to be exacted for the entering into a contract and the faithful performance thereof, the supplies for which advertisement must first be made, the manner of receipt, inspection, distribution and accounting therefor. The Purchaser of Supplies shall have authority to sign contracts for supplies for future delivery and payment when the same does not exceed \$1000; in other cases jointly with the head of the department requisitioning the same.

Section 4. Section 4 of Chapter III of this Charter shall be held applicable to all purchases and contracts made under the provisions of this chapter.

CHARTER AMENDMENT NO. 52.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the said Charter of said City and County by adding a new section thereto to be known as Section 6, Article I, relating to the establishment and maintenance by the City and County of San Francisco of a tubercular hospital or hospitals outside of the territorial limits of the City and County of San Francisco.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of said City and County at the general election to be held therein on the 7th day of November, 1922, a proposal to amend the Charter of said City and County by adding a new section thereto to be known as Section 6 of Article I, to read as follows:

Section 6. The City and County of San Francisco may purchase, receive, hold or lease real property outside the boundaries of the City and County for the purpose of establishing or maintaining a hospital or hospitals for the treatment and care of persons suffering from tuberculosis who would otherwise be patients at a City and County hospital situated within the limits of the City and County; and may erect, lease, equip and maintain a hospital or hospitals thereon for the treatment of such tubercular patients; and may also provide by contract for the maintenance and care of such tubercular patients in hospitals outside the limits of the City and County owned, operated or maintained by other cities, counties or cities and counties, or may by contract with other cities, counties or cities and counties provide for the joint ownership, operation, maintenance and control of a hospital or hospitals for the treatment of persons suffering from tuberculosis.

CHARTER AMENDMENT NO. 53.

DESCRIBING AND SETTING FORTH A PROPOSAL TO THE QUALIFIED ELECTORS OF THE CITY AND COUNTY OF SAN FRANCISCO, STATE OF CALIFORNIA, TO AMEND THE CHARTER OF SAID CITY AND COUNTY BY ADDING A NEW SECTION TO ARTICLE XII, TO BE DESIGNATED AS SECTION 18, RELATING TO THE ACQUISITION OF EXISTING STREET RAILWAYS.

The Board of Supervisors of the City and County of San Francisco hereby submits to the qualified electors of the City and County at

the general election to be held on the 7th day of November, 1922, a proposal to amend the Charter of said City and County as follows:

That Article XII of said Charter is hereby amended by adding a new section thereto, to be known as Section 18 and to read as follows:

ACQUISITION OF EXISTING STREET RAILWAYS.

Section 18. The City and County of San Francisco shall have power to purchase the whole or any part of the street railways, street railway system, street railway properties, equipment, franchises or other property operated, owned or controlled by the Market Street Railway Company and situated within the City and County of San Francisco and the County of San Mateo, and to own, operate, improve or extend the same, and any indebtedness incurred for such purchase shall not be subject to the limitation of Section 9 of Article XII of the Charter.

Proceedings for such purchase may be taken pursuant to the provisions of this Article XII of the Charter, or by initiative of the registered voters as provided in Chapter III of Article XI of this Charter, which is hereby declared to be applicable in the matter of the purchase provided for in this section. Such purchase or acquisition shall not, however, be consummated or become effective in the event such purchase shall involve the incurring of indebtedness or liability exceeding in any year the income or revenue provided for such year, unless the same shall be approved by two-thirds of the qualified electors voting thereon, as specified in Section 18 of Article XI of the Constitution of the State of California.

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