

CITY AND COUNTY PROPOSITIONS

to be voted on at

GENERAL ELECTION NOVEMBER 8, 1938

DECLARATION OF CANDIDACY

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Published under provisions of Section 183 of the
Charter of City and County of San Francisco.

A handwritten signature in cursive script, likely belonging to the Registrar of Voters.

Registrar of Voters.

DECLARATION OF CANDIDACY

FOR PUBLIC DEFENDER

GERALD J. KENNY

I hereby declare myself a candidate for the office of Public Defender to be voted for at the Special Municipal Election to be held in the City and County of San Francisco on November 8, 1938, and declare the following to be true:

That I shall have been a resident of the City and County of San Francisco for a period of at least five years and an elector thereof for a period of at least one year immediately prior to the time for taking such office.

That my name is Gerald J. Kenny.

My residence address is at No. 140-32nd Avenue, San Francisco.

My business or occupation is Public Defender.

My qualifications for said office are as follows: Admitted to bar on graduation from law school in 1917. For fourteen years have been connected with the office of Public Defender, first as assistant, then as Chief Deputy, and am present incumbent Public Defender. Have been highly commended by every Grand Jury since becoming head of office. Am pleased to report that I have received commendation from Superior and Municipal Court Judges, Police officials and attorneys on conduct of this important office, which gives the poor man his day in the criminal court. On my record I respectfully ask retention.

Pursuant to the provisions of Section 1197, Subsection 5, Political Code of the State of California, I desire that the following designation "Incumbent" be placed immediately under my name as it will appear on all ballots at the Special Municipal Election to be held November 8, 1938.

Signature of Candidate: GERALD J. KENNY.

State of California }
City and County of San Francisco } ss.

Subscribed before me and filed this 19th day of September, 1938.

C. J. COLLINS,
Registrar of Voters.

By I. D. DWYER,
Deputy Registrar of Voters.

The Sponsors for Gerald J. Kenny are:

Name and Address	Occupation
Ruth Waters Kenny, 140-32nd Avenue.....	Housewife
Mrs. Annie C. Thuesen, 615-38th Avenue.....	Housewife
Joseph M. Casey, 1241 Guerrero Street.....	Auditor and Organizer, Teamsters' Union
Byron G. Mobbs, 1745 Ulloa Street.....	Banker
Arthur Joel, 1000 Mason Street.....	Attorney-at-Law
J. W. Howell, 3516 Clay Street.....	Manager, Warehouse Company
Frank C. Sykes, 2076 Grove Street.....	Contractor
George L. Lang, 230 Juanita Way.....	Attorney-at-Law
Rudolph I. Coffee, 1945 Broadway.....	Minister
Chas. A. Koenig, 531-35th Avenue.....	Secretary
Edward Molkenbuhr, 1377-29th Avenue.....	Attorney-at-Law
Louis Felder, 291 Duboce Avenue.....	Mortician
Mrs. Elvira L. Janke, 1 Garcia Avenue.....	Homemaker
Maurice E. Harrison, 2800 Scott Street.....	Attorney
Hartley Russell, 214 Juanita Way.....	Tax Attorney
James E. Rickets, 1340 Cole Street.....	Business Representative, Building Trades Council
Frank J. McHugh, 474-17th Avenue.....	Contractor
Edward J. Sharkey, 516 O'Farrell Street.....	Investigator

CHARTER AMENDMENT No. 1

FIRE DEPARTMENT. Amending Section 36 of the Charter designating salaries of certain officers of the Fire Department, number of personnel, and prescribing hours to be performed by members of department.

NOTICE OF CHARTER AMENDMENT ELECTION CHARTER AMENDMENT No. 1

DESCRIBING AND SETTING FORTH A PROPOSAL TO THE QUALIFIED ELECTORS OF THE CITY AND COUNTY OF SAN FRANCISCO, STATE OF CALIFORNIA. AN AMENDMENT TO SECTION 36 OF THE CHARTER RELATING TO THE FIRE DEPARTMENT.

THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO HEREBY SUBMITS TO THE QUALIFIED ELECTORS OF THE CITY AND COUNTY OF SAN FRANCISCO AT AN ELECTION TO BE HELD ON THE 8TH DAY OF NOVEMBER, 1938, IN THE CITY AND COUNTY OF SAN FRANCISCO, A PROPOSAL TO AMEND SAID CHARTER AS HEREIN SET FORTH BY AMENDING SECTION 36 THEREOF RELATING TO THE FIRE DEPARTMENT.

Section 36. The Fire Department shall be under the management of a Fire Commission, consisting of three members who shall be appointed by the Mayor and each of whom shall receive an annual compensation of Twelve Hundred Dollars (\$1,200). The term of each Commissioner shall be four years, commencing at Twelve o'Clock noon on the 15th day of January in the years 1932, 1933 and 1934, respectively, and the Mayor, after the 8th day of January, 1932, shall reorganize the Commission to provide for four-year terms of three Commissioners, as specified in this section.

The Fire Commission shall appoint a Chief Engineer, a Secretary and a Department Physician who shall hold office at its pleasure.

The Fire Commissioners shall be successors in office of the Fire Commissioners holding office in the City and County at the time this Charter shall go into effect, and shall have all the powers and duties thereof, except as in this Charter otherwise provided. The Commissioners shall have power, upon recommendation of the Chief Engineer, to send fire boats, apparatus and men outside of the City and County of San Francisco for fire-fighting purposes.

Positions of Officers and Employees of the Fire Department legally authorized shall continue, and incumbents therein legally appointed thereto shall continue as the Officers and Employees of the Department under the conditions governing their respective appointments, and except as in this Charter otherwise provided. The annual compensations for the several ranks in the Department shall be as follows: Chief Engineer, \$7,200; First Assistant and Second Assistant Chief Engineers, \$4,800; Battalion Chiefs, \$4,200; Captains, \$3,264; Lieutenants, \$3,096; Engineers, \$2,640; Chief's Operators, \$2,520; Drivers, Stokers, Tillermen, Truckmen and Hosemen for the first year of service, \$2,160; for second year of service, \$2,280; and for third year of service and thereafter, \$2,400; Pilots of Fire Boats and Marine Engineers of Fire Boats, \$3,060; Firemen of Fire Boats, \$2,460.

Each period of twenty-four hours shall be divided into two WATCHES of duty, to-wit: From Eight o'Clock A. M. to Six o'Clock P. M. and from Six o'Clock P. M. to Eight o'Clock A. M. The Uniformed Force of the Fire Department shall be divided into Two Platoons, the Officers and Members assigned to which shall alternate on the tours of duty AT INTERVALS OF NOT MORE THAN SIX (6) DAYS. NOT LESS THAN FORTY-EIGHT

HOURS SHALL ELAPSE BETWEEN THE COMPLETION OF ONE TOUR OF DUTY AND THE COMMENCEMENT OF ANOTHER, EXCEPT IN CASE OF A CONFLAGRATION REQUIRING THE SERVICES OF MORE THAN ONE-HALF OF THE FORCE OF THE DEPARTMENT. A TOUR OF DUTY IS HEREBY DEFINED AS A PERIOD OF SIX CONSECUTIVE DAY WATCHES OR SIX CONSECUTIVE NIGHT WATCHES.

THE UNIFORMED FORCE OF THE DEPARTMENT SHALL BE DIVIDED INTO DIVISIONS, BATTALION DISTRICTS, COMPANIES, AND SUCH OTHER UNITS AS THE FIRE COMMISSION MAY DEEM NECESSARY. THERE SHALL BE ON DUTY AT ALL TIMES THE MINIMUM NUMERICAL STRENGTH HEREINAFTER SPECIFIED:

ONE CHIEF ENGINEER; NOT LESS THAN ONE ASSISTANT CHIEF ENGINEER IN EACH DIVISION; NOT LESS THAN ONE BATTALION CHIEF IN EACH BATTALION DISTRICT; NOT LESS THAN ONE COMPANY OFFICER; ONE DRIVER, ONE TILLERMAN AND FOUR TRUCKMEN FOR EACH HOOK AND LADDER COMPANY; NOT LESS THAN ONE COMPANY OFFICER, ONE DRIVER AND FOUR HOSEMEN FOR EACH ENGINE COMPANY IN NOT LESS THAN FORTY PER CENT OF THE TOTAL ENGINE COMPANIES; NOT LESS THAN ONE COMPANY OFFICER, ONE DRIVER AND THREE HOSEMEN FOR EACH ENGINE COMPANY IN THE REMAINING PERCENTAGE OF THE TOTAL ENGINE COMPANIES; NOT LESS THAN ONE COMPANY OFFICER, SIX HOSEMEN, ONE PILOT, TWO MARINE ENGINEERS, AND TWO MARINE STOKERS FOR EACH FIRE BOAT; NOT LESS THAN ONE COMPANY OFFICER, ONE DRIVER, AND FOUR HOSEMEN FOR EACH RESCUE SQUAD. A CAPTAIN OR A LIEUTENANT SHALL CONSTITUTE A COMPANY OFFICER.

IN ALL OTHER COMPANIES OR UNITS OF THE FIRE DEPARTMENT THE MINIMUM NUMBER AND RANK OF PERSONNEL SHALL BE DETERMINED BY THE CHIEF ENGINEER WITH THE APPROVAL OF THE BOARD OF FIRE COMMISSIONERS.

THE CHIEF ENGINEER SHALL DETAIL FOR DUTY AS CHIEF'S OPERATORS SUCH MEMBERS OF THE DEPARTMENT AS HE MAY SELECT. THERE SHALL BE NOT LESS THAN TWO OPERATORS FOR THE CHIEF ENGINEER, NOT LESS THAN ONE OPERATOR FOR EACH ASSISTANT CHIEF ENGINEER AND EACH BATTALION CHIEF.

A CAPTAIN SHALL BE IN COMMAND OF EACH ENGINE COMPANY, EACH HOOK AND LADDER COMPANY, EACH FIRE BOAT AND EACH RESCUE SQUAD COMPANY. THE CAPTAIN SHALL ALTERNATE ON HIS TOURS OF DUTY WITH A LIEUTENANT.

SUFFICIENT OPERATORS, HOSEMEN AND TRUCKMEN SHALL BE PROVIDED FOR THE REGULAR RELIEF OF THE VARIOUS RANKS. HOSEMEN AND TRUCKMEN SHALL BE DEEMED TO BE OF THE SAME RANK, FOR SUCH REGULAR RELIEF.

SUFFICIENT OFFICERS OF EQUAL RANK SHALL BE PROVIDED FOR REGULAR RELIEF, WITH THE EXCEPTION OF THE RANKS OF CHIEF ENGINEER AND CAPTAIN. REGULAR RELIEF SHALL BE DEFINED AS THE RELIEF NECESSARY TO PROVIDE SERVICE IN ANY ROUTINE PERIOD INTERVENING BETWEEN TOURS OF DUTY, AND SHALL NOT INCLUDE ANY OTHER RELIEF NECESSARY TO OPERATE THE DEPARTMENT. SUFFICIENT OFFICERS AND MEN SHALL BE PROVIDED FOR OTHER RELIEF.

On the recommendation of the Chief Engineer, the Commission may reward any member of the Department for heroic or meritorious conduct, the form or amount of said award to be discretionary with the Commission, but not to exceed one month's salary in any one instance.

The Chief Engineer, or in his absence any Assistant Chief Engineer, or in their absence any Battalion Chief in charge, may, during a conflagration, cause to be cut down or otherwise removed any buildings or structures for the purpose of checking the progress of such conflagration.

SECTION 36 OF THE CHARTER AS THE SAME EXISTED PRIOR TO THIS AMENDMENT SHALL REMAIN OPERATIVE UNTIL DECEMBER 1, 1939, WHEN THIS AMENDMENT SHALL BECOME OPERATIVE.

Ordered submitted—Board of Supervisors, San Francisco, September 23, 1938.

Ayes: Supervisors Colman, Meyer, Ratto, Reilly, Schmidt, Shannon, Uhl.

Absent: Supervisors Brown, McSheehy, Mead, Roncovieri.

I hereby certify that the foregoing charter amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

CHARTER AMENDMENT No. 2

FIRE PENSIONS. Amending Section 171 of the Charter relating to retirement of certain members of the Fire Department and prescribing contributions and conditions and amounts of pensions to be paid.

NOTICE OF CHARTER AMENDMENT ELECTION CHARTER AMENDMENT No. 2 FIRE RETIREMENT ACT

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 Section 171 thereof, relating to certain present members and to future members of the Fire 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 8th day of November, 1938, a proposal to amend the Charter of said City and County, as follows:

SECTION 171. Members of the Fire Department, who shall be members of the Retirement System under Section 171 of the Charter, on the effective date hereof, hereby defined as the first day of the month next following the ratification of this amendment by the Legislature, and other persons who shall be employed in said Department and shall be members of the System under Section 165 of the Charter on said effective date, but who, under this section, become members of the Fire Department as defined herein, and persons who shall become members of said Department after said effective date, shall be members of the Retirement System on and after said date, subject to the following provisions of this Section 171, in addition to the provisions contained in Sections 158 to 161, both inclusive, of this Charter. Members of the said Department who shall be members of the Retirement System under Section 169 of the Charter on said effective date, shall have the option to be exercised in writing on a form furnished by the Retirement System, of being members of the System under this Section 171 instead of Section 169, the election under said option to be effective on the day said completed form is received at the office of said System. On and after said date, the person who affirmatively exercises said option, shall be a member of the System under Section 171 and shall not be subject to any of the provisions of Section 169. Members of said Department who are members of the Retirement System under said Section 169, and who do not affirmatively

exercise said option, shall not be subject to any of the provisions of Section 171.

(a) The following words and phrases as used in this section, unless a different meaning is plainly required by the context, shall have the following meanings:

"Retirement allowance," or "allowance" shall mean equal monthly payments, beginning to accrue upon the date of retirement, or upon the day following the date of death, and continuing for life unless a different term of payment is definitely provided by the context, equal to fifty per cent of the final compensation of the person to whom, or on account of whose death, said payments are made. The amount of any retirement allowance, or allowance, shall not be changed after determination under this Section, regardless of changes in salaries attached to positions or ranks in the Fire Department.

"Compensation," as distinguished from benefits under the Workmen's Compensation, Insurance and Safety Act of the State of California, shall mean the remuneration payable in cash, by the City and County, without deduction except for absence from duty, for time during which the individual receiving such remuneration is a member of the Fire Department.

"Compensation earnable" shall mean the compensation which would have been earned had the member received compensation without interruption throughout the period under consideration and at the rates of remuneration attached to the ranks or positions held by him during such period, it being assumed that during any absence he was in the rank or position held by him at the beginning of the absence, and that prior to becoming a member of the Fire Department he was in the rank or position first held by him in such Department.

"Final compensation" shall mean the average monthly compensation earnable by a member during the three years immediately preceding his retirement, or death before retirement.

For the purposes of the Retirement System and of this section, any officer or employee included in the uniformed force of the Fire Department whose employment was or shall be subject to a charter maximum age at the time of employment of not over thirty-five years, shall be considered to be a member of the Fire Department. Other persons employed on and after the effective date hereof, in the Fire Department to perform the duties now performed under the titles of marine engineer, pilot and marine stoker on the fire boats, or of hydrantman-gateman, and foreman hydrantman-gateman, shall also be considered to be members of the Fire Department from the effective date of their employment in said department, for the purposes of the Retirement System and of this section. Any fire service performed by such a member of the Fire Department outside the limits of the City and County and under orders of a superior officer of any such member, shall be considered as City and County service, and any disability or death incurred therein shall be covered under the provisions of the Retirement System.

"Retirement System" or "System" shall mean San Francisco City and County Employees' Retirement System as created in Section 158 of the Charter.

"Retirement Board" shall mean "Retirement Board" as created in Section 159 of the Charter.

"Charter" shall mean the Charter of the City and County of San Francisco.

Words used in the masculine gender shall include the feminine and neuter genders, and singular numbers shall include the plural, and the plural the singular.

"Interest" shall mean interest at the rate adopted by the Retirement Board.

(b) Any member of the Fire Department who shall have completed at least twenty-five years of continuous service computed as provided in subsection (h) hereof, may retire for service at his option. A member retired under this subsection (b) shall receive a retirement allowance equal to fifty per cent of the final compensation of said member, as defined in subsection (a) hereof.

(c) Any member of the Fire Department, who shall become incapacitated for performance of his duty by reason of any bodily injury received in, or illness caused by the performance of his duty, shall be retired, and shall receive a retirement allowance equal to fifty per cent of the final compensation of said member, as defined in subsection (a) hereof. Any member of the Fire Department who shall become incapacitated for performance of his duty, by reason of a cause not included under the provisions of the immediately preceding sentence, and who shall have completed at least ten years of continuous service computed as provided in subsection (h) hereof, shall be retired upon an allowance of one and one-quarter per cent of the final compensation of said member, as defined in subsection (a) hereof, for each year of service, provided that said allowance shall not be less than twenty-five per cent of said final compensation. The question of retiring a member under this subsection may be brought before the Retirement Board on said Board's own motion, by recommendation of the Fire Commission or by said member or his guardian. If his disability shall cease, his retirement allowance shall cease, and he shall be restored to the service in the rank he occupied at the time of his retirement.

(d) If a member of the Fire Department shall die (1) as the result of an injury received in, or illness caused by the performance of his duty, or (2) while eligible to retire under subsection (b) of this section, or (3) after retirement for service under subsection (b) hereof or under subsection (c) hereof, because of any bodily injury received in, or illness caused by the performance of his duty, a monthly allowance shall be paid to his surviving wife, equal to fifty per cent of the final compensation of said member, the allowance to continue throughout her life or until her remarriage; or if there be no surviving wife entitled to an allowance hereunder, or if she die or remarry before every child of such deceased member shall have attained the age of eighteen years, then said allowance shall be paid, to his child or children under said age collectively to continue until every such child shall die or attain said age, provided that no child shall receive any allowance after marrying or attaining the age of eighteen years. Should said member leave no surviving wife and no children under the age of eighteen years, but leave a parent or parents dependent solely upon him for support, the parents so dependent shall collectively receive said monthly allowance during such dependency. No allowance, however, shall be paid under this subsection to a surviving wife following the death of a member:

(1) after being retired under subsection (b) of this section, regardless of the cause of death, unless said surviving wife of the deceased member was married to said member at least one year prior to retirement; or

(2) after being retired under subsection (c) of this section unless retirement be due to injury received in, or illness caused by the performance of duty and unless said surviving wife was married to said member at least one year prior to death; or

(3) if said death be due to causes other than injury received in, or illness caused by the performance of his duty, and if said death shall occur before retirement but while eligible to retire under subsection (b) of this section,

unless said surviving wife was married to said member at least one year prior to death.

(e) Any allowance payable because of the death or retirement of any member of said Department shall be reduced in the manner fixed by the Board of Supervisors, by the amount of any benefits, other than medical benefits, payable to or on account of such person, under the Workmen's Compensation Insurance and Safety Law of the State of California.

(f) If a member of the Fire Department shall die, before retirement, from causes other than an injury received in, or illness caused by the performance of duty, or regardless of cause, if no allowance shall be payable under subsection (d) preceding, a death benefit shall be paid to his estate or designated beneficiary, the amount of which and the conditions for the payment of which shall be determined in the manner prescribed by the Board of Supervisors for the death benefit of other members of the Retirement System.

(g) Should any member of the department cease to be employed as such a member, through any cause other than death or retirement or transfer to another office or department, then all of his contributions, with interest credited thereon, shall be refunded to him forthwith. If he shall again become a member of the Department, he shall deposit in the Retirement Fund, the amount refunded to him. If a member of the Fire Department shall become a member of the Police Department, his contributions, with credited interest, shall remain credited to his account, and for purposes of the Retirement System, he shall receive credit for the time served as a member of the Fire Department in the same manner as if it had been served in the Police Department. If a member of the Retirement System shall become a member of the Fire Department from a status other than that of a member of the Police Department, his contributions, with credited interest, shall be refunded to him and he shall not receive credit for any service other than that rendered as a member of the Fire Department. Should a member of the Fire Department become an employee of any other office or department other than the Police Department, a portion of his contributions with credited interest equal to the contributions which would have accumulated to his credit if he had been employed in said other office or department at the rate of compensation received by him in the Fire Department, shall remain credited to his account, and he shall receive credit for service to the extent of said accumulated contributions, and the balance of his contributions with credited interest shall be refunded to him forthwith.

(h) The following time shall be included in the computation of the service to be credited to a member of the Department for the purpose of determining whether such member qualifies for retirement:

(1) Time during and for which said member is entitled to receive compensation because of services as a member of the department.

(2) Time during and for which said member, if he shall be a member of the Retirement System under Section 171 of the Charter on the effective date hereof, was entitled to receive compensation because of services as an officer or employee of any other office or department, prior to said effective date.

(3) Time during which said member, while on leave of absence from said department without salary, has served or shall serve in the military, naval or air forces of the United States of America during any war in which the United States was or shall be engaged.

(i) All payments provided under this section shall be made from funds derived from the following sources, plus interest earned on said funds:

(1) There shall be deducted from each salary payment made to each member of the Fire Department, who is a member of the Retirement

System under this section, a sum equal to five per cent of such salary payment, notwithstanding the provisions of Section 160 of the Charter. The sum so deducted shall be paid forthwith to the Retirement System. Said contribution shall be credited to the individual account of the member from whose salary it was deducted, and the total of said contributions, together with interest credited thereon in the same manner as is prescribed by the Board of Supervisors for crediting interest to contributions of other members of the Retirement System, shall be applied to provide part of the retirement allowance granted to, or allowance granted on account of said member, under this section, or shall be paid to said member of his estate or beneficiary as provided in subsection (f) and (g) of this Section.

(2) The total contributions deducted from salary earned by persons who become members under this section, prior to the effective date hereof, together with interest thereon, and standing to the credit of such members on the records of the Retirement System on said date, shall continue to be credited to the individual accounts of said members and shall be subject to the last sentence of paragraph (1) next preceding, in exactly the same manner as the contributions provided for in said paragraph.

(3) The total contributions, with interest thereon, made by the City and County and standing to its credit, in the accounts of the Retirement System, on account of persons who become members under this section, shall be applied to provide the benefits under this section.

(4) The City and County shall contribute to the Retirement System such amounts as may be necessary, when added to the contributions referred to in the preceding paragraphs of this subsection (i), to provide the benefits payable under this section. Such contributions of the City and County to provide the portion of the benefits hereunder which shall be based on service rendered prior to the effective date hereof, shall not be less during any fiscal year than the amount of such benefits paid during said year. Such contributions of the City and County to provide the portion of the benefits hereunder which shall be based on service rendered on and after the effective date hereof, shall be made in annual installments, and the installments to be paid in any year shall be determined by the application of a percentage to the total salaries payable during said year, to persons who are members under this section, said percentage to be the ratio of the value at the effective date hereof, or at the later date of a periodical actuarial valuation and investigation into the experience under the System as provided by the Board of Supervisors, of salaries thereafter payable to said members then in the Fire Department, to the value at said effective or said later date of the benefits thereafter to be paid under this section, from contributions of the City and County, less the amount of such contribution, plus accumulated interest thereon, then held by said System to provide said benefits on account of service rendered after the effective date hereof. Said values shall be determined by the Actuary, who shall take into account the interest which shall be earned on said contributions, the compensation experience of members, and the probabilities of separation by all causes, of members from service before retirement and of death after retirement. Said percentage shall be changed only on the basis of said periodical actuarial valuation and investigation into the experience under the system.

"To promote the stability of the Retirement System through a joint participation in the results of variations in the experience under mortality, investment and other contingencies, the contributions of both members and

the City held by the System to provide the benefits under this section, shall be a part of the fund in which all other assets of said System are included, but the accounts of said System shall be kept in such manner as to permit the segregation of assets equal to the total contributions with interest credited thereon, held by said System to provide the benefits under this Section, and to permit the determination that, except for said joint participation, all payments provided under this section shall be made from the contributions provided for herein."

(j) Upon the completion of the years of service set forth in subsection (b) of this Section as requisite to retirement, a member shall be entitled to retire at any time thereafter in accordance with the provisions of said subsection (b), and no amendment to this charter or repeal of this section, or any other event or occurrence of whatever nature shall deprive said member of said right.

(k) No person retired for service or disability and entitled to receive a retirement allowance under the Retirement System shall serve in any elective or appointive position in the City and County service, including membership on boards and commissions, nor shall such person receive any payment for service rendered to the City and County after retirement, provided that service as an election officer or juror shall not be affected by this section.

Should any retired person, except persons retired for service prior to January 8, 1932, and persons retired because of disability incurred in the performance of duty, engage in a gainful occupation prior to attaining the age of sixty-two, the Retirement Board shall reduce that part of his monthly pension or retirement allowance which is provided by contributions of the City and County, to an amount which, when added to the amount earned monthly by him in such occupation, shall not exceed the compensation on the basis of which his pension or retirement allowance was determined.

(1) Any section, or any part of any section in this Charter, insofar as it should conflict with this Section 171, or with any part thereof, in the application of said Section 171 to persons who are members of the Retirement System under Section 171, shall be superseded by the contents of said Section 171. In the event that any clause, section or phrase of this charter amendment shall be adjudged unconstitutional, the remainder thereof shall remain in full force and effect.

Ordered submitted—Board of Supervisors, San Francisco, September 23, 1938.

Ayes: Supervisors Colman, Meyer, Ratto, Reilly, Schmidt, Shannon, Uhl.

Absent: Supervisors Brown, McSheehy, Mead, Roncovieri.

I hereby certify that the foregoing charter amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

CHARTER AMENDMENT No. 3

POLICE PENSIONS. Adding new section 168.1 to Charter relating to retirement of members of the Police Department and prescribing contributions and conditions and amounts of pensions to be paid.

NOTICE OF CHARTER AMENDMENT ELECTION CHARTER AMENDMENT No. 3 POLICE RETIREMENT ACT.

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 Section 168.1 thereto, relating to present and future members 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 8th day of November, 1938, a proposal to amend the Charter of said City and County, as follows:

SECTION 168.1. Members of the Police Department, as defined in this section, who shall be members of the Retirement System under Sections 165, 166 or 168 of the Charter on the effective date hereof, hereby defined as the first day of the month next following the ratification of this amendment by the Legislature, and persons who shall become members of said department after said effective date, shall be members of the Retirement System on and after said date, subject to the following provisions of this Section 168.1, in addition to the provisions contained in Sections 158 to 161, both inclusive, of this Charter, notwithstanding the provisions of any other section of the Charter. Members of the said department who shall be members of the Retirement System under Section 166 of the Charter on said effective date, however, shall have the option to be exercised in writing on a form furnished by the Retirement System and to be filed at the office of said System within ninety days after the effective date hereof, of being members of the System under Section 166 instead of Section 168.1, the election under said option to date back to and be effective on said effective date. In like manner, members of the said Department who shall be members of the Retirement System under sections 165 or 168 of the Charter, shall have the option, to be exercised in writing on a form furnished by the Retirement System, and to be filed at the office of said System within ninety days after the effective date hereof, of being members of the System under Sections 165 or 168, respectively, instead of Section 168.1, the election to date back and be effective on said effective date. On and after said date, the persons who affirmatively exercise said option, shall continue to be members of the System under Sections 166, 165 or 168, respectively, and shall not be subject to any of the provisions of Section 168.1.

(A) The following words and phrases as used in this section, unless a different meaning is plainly required by the context, shall have the following meanings:

"Retirement allowance," or "allowance" shall mean equal monthly payments, beginning to accrue upon the date of retirement, or upon the day following the date of death, and continuing for life unless a different term of payment is definitely provided by the context, equal to fifty per cent of the final compensation of the person to whom, or on account of whose death, said payments are made. The amount of any retirement allowance, or allowance, shall not be changed after determination under this Section, regardless of changes in salaries attached to positions or ranks in the Police Department.

"Compensation," as distinguished from benefits under the Workmen's Compensation Insurance and Safety Act of the State of California, shall mean the remuneration payable in cash, by the City and County, without deduction except for absence from duty, for time during which the individual receiving such remuneration is a member of the Police Department.

"Compensation earnable" shall mean the compensation which would have been earned had the member received compensation without interruption throughout the period under consideration and at the rates of remuneration attached to the ranks or positions held by him during such period, it being assumed that during any absence he was in the rank or position held by him at the beginning of the absence, and that prior to

becoming a member of the Police Department he was in the rank or position first held by him in such department.

"Benefit" or "Benefits" shall include "allowance," "retirement allowance" and "death benefit."

"Final compensation" shall mean the average monthly compensation earnable by a member during the three years immediately preceding his retirement, or death before retirement.

For the purposes of the Retirement System and of this section, the terms "member of the Police Department," "member of the department," or "member," shall mean any officer or employee of the Police Department whose employment therein began prior to January 1, 1900, or whose employment therein began or shall begin after that date, and was or shall be subject to the charter provisions governing entrance requirements for members of the uniformed force of said department, and said terms further shall mean, from the effective date of their employment in said department, persons employed on the effective date hereof, regardless of age, or employed after said date at an age not greater than thirty-five years, in the Police Department to perform the duties now performed under the titles of Criminologist, Photographer, Police Patrol Driver, Police Motor Boat Operator, Woman Protective Officer, Police Woman or Jail Matron. Any police service performed by such a member of the Police Department outside the limits of the City and County and under orders of a superior officer of any such member, shall be considered as City and County service, and any disability or death incurred therein shall be covered under the provisions of the Retirement System.

"Retirement System" or "System" shall mean San Francisco City and County Employees' Retirement System as created in Section 158 of the Charter.

"Retirement Board" shall mean "Retirement Board" as created in Section 159 of the Charter.

"Charter" shall mean the Charter of the City and County of San Francisco.

Words used in the masculine gender shall include the feminine and neuter genders, and singular numbers shall include the plural, and the plural the singular.

"Interest" shall mean interest at the rate adopted by the Retirement Board.

(B) Any member of the Police Department who shall have completed at least twenty-five years of service in the aggregate, computed as provided in subsection (H) hereof, may retire for service at his option. Any member who shall attain the age of seventy years shall be retired on the first of the month next following such attainment. A member retired under this subsection (B) shall receive a retirement allowance equal to fifty per cent of the final compensation of said member, as defined in subsection (A) hereof.

(C) Any member of the Police Department, who shall become incapacitated for performance of his duty by reason of any bodily injury received in, or illness caused by the performance of his duty, shall be retired, and shall receive a retirement allowance equal to fifty per cent of the final compensation of said member, as defined in subsection (A) hereof. Any member of the Police Department who shall become incapacitated for performance of his duty, by reason of a cause not included under the provisions of the immediately preceding sentence, and who shall have completed at least ten years of service in the aggregate, computed as provided in subsection (H) hereof, shall be retired upon an allowance of one and one-quarter per cent of the final compensation of said member, as defined in subsection (A) hereof, for each year of service, provided that said allowance shall not be

less than twenty-five per cent of said final compensation. The question of retiring a member under this subsection may be brought before the Retirement Board on said Board's own motion, by recommendation of the Police Commission or by said member or his guardian. If his disability shall cease, his retirement allowance shall cease, and he shall be restored to the service in the rank he occupied at the time of his retirement.

(D) If a member of the Police Department shall die (1) before retirement as a result of an injury received in, or illness caused by the performance of his duty, or (2) while eligible to retire under subsection (B) of this section, regardless of the cause of death, or (3) after retirement for service under subsection (B) hereof, regardless of the cause of death, or after retirement under subsection (C) hereof because of injury received in, or illness caused by the performance of his duty, regardless of the cause of death, an allowance shall be paid to his surviving wife, equal to fifty per cent of the final compensation of said member, as defined in subsection (A) hereof, the allowance to continue throughout her life or until her remarriage; or if there be no surviving wife entitled to an allowance hereunder, or if she die or remarry before every child of such deceased member shall have attained the age of eighteen years, then said allowance shall be paid to his child or children under said age collectively to continue until every such child shall die or attain said age, provided, that no child shall receive any allowance after marrying or attaining the age of eighteen years. Should said member leave no surviving wife and no children under the age of eighteen years, but leave a parent or parents dependent upon him for support, the parents so dependent shall collectively receive said monthly allowance during such dependency. No allowance, however, shall be paid under this subsection to a surviving wife following the death of a member

(1) After being retired under subsection (B) of this section, regardless of the cause of death, unless said surviving wife of the deceased member was married to said member at least three years prior to retirement; or

(2) after being retired under subsection (C) of this section unless retirement be due to injury received in, or illness caused by the performance of his duty and unless said surviving wife was married to said member at least one year prior to retirement; or

(3) if said death be due to causes other than injury received in, or illness caused by the performance of his duty, and if said death shall occur before retirement but while eligible to retire under subsection (B) of this section, unless said surviving wife was married to said member at least three years prior to death.

(E) Any allowance payable because of the death or retirement of any member of said Department shall be reduced in the manner fixed by the Board of Supervisors, by the amount of any benefits, other than medical benefits, payable to or on account of such person, under the Workmen's Compensation Insurance and Safety Law of the State of California.

(F) If a member of the Police Department shall die, before retirement, from causes other than an injury received in, or illness caused by the performance of duty, or regardless of cause, if no allowance shall be payable under subsection (D) preceding, a death benefit shall be paid to his estate or designated beneficiary, the amount of which and the conditions for the payment of which shall be determined in the manner prescribed by the Board of Supervisors for the death benefit of other members of the Retirement System.

(G) Should any member of the department cease to be employed as such a member, through any cause other than death or retirement or transfer to another office or department, all of his contributions, with interest

credited thereon, shall be refunded to him forthwith. If he shall again become a member of the Department, he shall deposit in the Retirement Fund, the amount refunded to him. If a member of the Retirement System shall become a member of the Police Department from a status as an employee in any other office or department, the contributions then credited to him, with interest, shall be refunded to him and he shall not receive credit for any service other than that rendered as a member of the Police Department. Contributions, with interest, which shall be credited on the effective date hereof, because of service rendered in any other office or department, to any person who shall be or become a member of the Retirement System under this section, shall be refunded to him forthwith. Should a member of the Police Department become an employee of any other office or department, a portion of his contributions with credited interest equal to the contributions which would have accumulated to his credit if he had been employed in said other office or department at the rate of compensation received by him in the Police Department, shall remain credited to his account, and he shall receive credit for service to the extent of said accumulated contributions, and the balance of his contributions with credited interest shall be refunded to him forthwith.

(H) The following time shall be included in the computation of the service to be credited to a member of the Department for the purpose of determining whether such member qualifies for retirement:

(1) Time during and for which said member is entitled to receive compensation because of services as a member of the Department.

(2) Time during which said member, while on leave of absence from said department without salary, has served or shall serve in the military, naval or air forces of the United States of America during any war in which the United States was or shall be engaged.

(I) All payments provided under this section shall be made from funds derived from the following sources, plus interest earned on said funds:

(1) There shall be deducted from each salary payment made to any member of the Police Department, a sum equal to five per cent of such salary payment, notwithstanding the provisions of Section 160 of the Charter. The sum so deducted shall be paid forthwith to the Retirement System. Said contribution shall be credited to the individual account of the member from whose salary it was deducted, and the total of said contributions, together with interest credited thereon in the same manner as is prescribed by the Board of Supervisors for crediting interest to contributions of other members of the Retirement System, shall be applied to provide part of the retirement allowance granted to, or allowance granted on account of said member, under this section or shall be paid to said member or his estate or beneficiary as provided in subsections (F) and (G) of this section.

(2) The total contributions deducted from salary earned by persons who become members under this section, prior to the effective date hereof, together with interest thereon, and standing to the credit of such members on the records of the Retirement System on said date, shall continue to be credited to the individual accounts of said members and shall be subject to the last sentence of paragraph (1) next preceding, in exactly the same manner as the contributions provided for in said paragraph.

(3) The total contributions, with interest thereon, made by or charged against the City and County and standing to its credit, in the accounts of the Retirement System, on account of persons who become members under this section, shall be applied to provide the benefits under this section.

(4) The City and County shall contribute to the Retirement System such amounts as may be necessary, when added to the contributions referred to in the preceding paragraphs of this subsection (I), to provide the benefits payable under this section. Such contributions of the City and County to provide the portion of the benefits hereunder which shall be based on service rendered prior to the first day of July next following the effective date hereof, shall not be less during any fiscal year than the amount of such benefits paid during said year. Such contributions of the City and County to provide the portion of the benefits hereunder which shall be based on service rendered on and after the first day of July next following the effective date hereof shall be made in annual installments, and the installment to be paid in any year shall be determined by the application of a percentage to the total salaries payable during said year, to persons who are members under this section, said percentage to be the ratio of the value at the effective date hereof, or at the later date of a periodical actuarial valuation and investigation into the experience under the System as provided by the Board of Supervisors, of salaries thereafter payable to said members then in the Police Department to the value at said effective or said later date of the benefits thereafter to be paid under this section, from contributions of the City and County, less the amount of such contribution, plus accumulated interest thereon, then held by said System to provide said benefits on account of service rendered after the effective date hereof. Said values shall be determined by the Actuary, who shall take into account the interest which shall be earned on said contributions, the compensation experience of members, and the probabilities of separation by all causes, of members from service before retirement and of death after retirement. Said percentage shall be changed only on the basis of said periodical actuarial valuation and investigation into the experience under the System.

(5) To promote the stability of the Retirement System through a joint participation in the results of variations in the experience under mortality, investment and other contingencies, the contributions of both members and the City held by the System to provide the benefits under this section, shall be a part of the fund in which all other assets of said System are included, but the accounts of said System shall be kept in such manner as to permit the segregation of assets equal to the total contributions with interest credited thereon, held by said System to provide the benefits under this Section, and to permit the determination that, except for said joint participation, all payments provided under this section shall be made from the contributions provided for herein. Nothing in this section shall affect the obligations of the City and County to pay to the Retirement System any amounts which became or shall become due under the provisions of the Charter prior to the effective date hereof, and which are represented on said effective date, in the accounts of said system by debits against the City and County.

(J) Upon the completion of the years of service set forth in subsection (B) of this Section as requisite to retirement, a member shall be entitled to retire at any time thereafter in accordance with the provisions of said subsection (B), and no amendment to this charter or repeal of this section, or any other event or occurrence, whether prior to, pending at or subsequent to said completion of whatever nature shall deprive said member of said right.

(K) Any member retired under the provisions of this section shall not be eligible for employment in any salaried position in federal, state, county, or municipal governments. Such employment of a retired member shall be

good and sufficient cause for forfeiture to the Retirement System, of the retirement allowance of said member, which shall accrue during the period of such employment.

(L) Any section, or part of any section in this Charter, insofar as it should conflict with this section 168.1, or with any part thereof, shall be superseded by the contents of said section 168.1. In the event that any clause, section or phrase of this charter amendment shall be adjudged unconstitutional, the remainder thereof shall remain in full force and effect.
ORDERED SUBMITTED.

Board of Supervisors, San Francisco, September 23, 1938.

Ayes: Supervisors Colman, Meyer, Ratto, Reilly, Schmidt, Shannon, Uhl.

Absent: Supervisors Brown, McSheehy, Mead, Roncovieri.

I hereby certify that the foregoing Charter Amendment was ordered submitted by the Board of Supervisors of the City and County of San Francisco.

DAVID A. BARRY,
Clerk.

DECLARATION OF POLICY PROPOSITION No. 4

Shall the City and County of San Francisco endeavor to purchase the operating properties of Market Street Railway for an amount not exceeding five million dollars or a lesser sum?

DECLARATION OF POLICY PROPOSITION No. 5

Shall San Francisco issue nine million dollars bonds for passenger buses and facilities therefor, to be used with property of Market Street Railway if acquired or as adjunct of Municipal Railway?

DECLARATION OF POLICY

The undersigned members of the Board of Supervisors hereby submit to the electors of the City and County of San Francisco, at a general election to be held on November 8, 1938, the following declaration of policy:

RESOLVED, That the Board of Supervisors of the City and County of San Francisco should take the necessary proceedings to submit, and submit to the electors of the City and County of San Francisco at the earliest possible date the following propositions:

1. The proposition to issue general obligation bonds in the sum of \$5,000,000 for the purpose of purchasing the operating properties of the Market Street Railway whenever the same can be purchased for an amount not exceeding said sum, or for such lesser amount as may be agreed upon between the representatives of the City and of said Market Street Railway Company.

2. The proposition to issue general obligation bonds in the sum of \$9,000,000 to acquire passenger buses and the necessary shops and equipment to care for said buses, said buses to be used in connection with the properties of the Market Street Railway should the same be acquired, or independent thereof, and as an adjunct of the Municipal Railway.

DATED: October 5th, 1938.

DR. ADOLPH SCHMIDT,
DEWEY MEAD,
JOHN M. RATTO,
ADOLPH UHL,
FRED W. MEYER,

Supervisors.

Nov. 2, 1938

Vote NO ON CHARTER AMENDMENTS 1 - 2 - 3

CHARTER AMENDMENT No. 1

**Curtails Power of Fire Chief and Commission
Increases Pay of Officers, Shortens Hours**

CHARTER AMENDMENT No. 2

Increases Pensions in Fire Department

CHARTER AMENDMENT No. 3

Increases Pensions in Police Department

Charter Amendment Number 1 provides for increases in pay for fire captains and lieutenants, for additional time off, and rigidly specifies the minimum strength of fire companies. It is stated by committees of firemen sponsoring the measure that the pay and hour provisions would cost \$283,000 per year. Except for the proposed pay increases, the matters included in the amendment should not be written into the charter. These matters are subject to the jurisdiction of the Chief Engineer and the Fire Commission, constituting the management and executive direction of this department. These are matters that should be left to be determined, and to be subject to change as necessity requires, by such executive direction. This amendment should be voted down.

**Vote NO
on Charter Amendment Number 1**

Vote NO

on Charter Amendments Numbers 2 and 3

Would Increase Present Ample Pensions Provided by Freeholders Charter

Charter Amendments Numbers 2 and 3 are designed to liberalize pensions for all police officers, 1308 in number, and for the 213 members of the Fire Department who have been appointed since the new charter took effect, also 29 civilian employees of the Fire Department.

The main features of each amendment (a) authorize *service* retirement after 25 years of service at a pension of one-half pay, such pension payment to be continued to widows; (b) provides that pensions paid to members on account of disability be continued, after death, to the pensioner's widow, regardless of cause of death. Each amendment provides for a flat contribution of five per cent of pay, which in the case of police officers represents an average increase of one-half per cent, and, in the case of firemen, represents an average decrease of nearly one per cent, as compared with their present rates of contribution.

Increases Police Pension Cost by 140%

The actuarial report, prepared by the Secretary-Actuary of the City's Retirement Board, shows that, for police pensions, the cost to the City of the existing pension system for the 1308 members of the Department is about \$472,000 a year, and that the cost of the *proposed* system would be increased to \$1,134,000 in 1939-40. This sum would be equal to 34.7% of the payroll for the Police Department. This high cost is too great to expect the taxpayers to carry. As a basis of comparison, it is estimated that the City's annual cost for pensions and reserves for its 11,000 miscellaneous employees does not exceed 8% of the payroll.

Increases Fire Pension Cost by 113%

The actuarial report of the fire pension amendment shows that the 1939-40 cost to the City under the *existing* pension system, for the 242 men affected, will be \$48,700 (8.2% of payroll), whereas the proposed amendment would increase this cost to \$103,900, equal to 17.5% of payroll. Although the City's costs, under this fire pension amendment, would be more than doubled, the relatively small amount of increase, as compared with the police amendment, is due to the smaller number of men affected and the fact that they are new appointees and thus there is no heavy obligation for "prior service." This amount of increase would grow each year, as additional men are appointed.

Pensions for disability or death in line of duty are not involved in either amendment. The existing pension system makes adequate provision for pensions in each of these cases, which arise out of the hazard of these respective employments. *The principal provision in each of these proposed amendments is a costly service pension, with the major portion of such cost forced on the City.*

These amendments would increase total City pension costs by 29%, with only 11% of City employees benefiting. Present City pension costs are \$2,484,791, amounting to 30c on tax rate.

A \$3,840,000 Deficit Now Exists

The audited report of the Retirement Board, as of June 30, 1938, shows an unfunded deficit in the **existing** police pension system of approximately \$490,000 and a similar deficit in the **existing** fire pension system of approximately \$3,350,000. In addition to the grave question that is raised as to the wisdom of increasing pension benefits and costs in the face of these large deficits, which will increase annually, a graver question is raised by these amendments due to the fact that they make no provision for setting up, annually, the necessary reserves to meet future heavy costs. Thus, if adopted, it is certain that these large existing deficits would be still further, and heavily, increased each year for decades to come.

Ample Protection Now Provided

Of the more than 13,000 City employees, about 11,500—including members of the Fire and Police Departments appointed since January 8, 1932—are now under a pension system providing, through the contributions of the City and the individual employees, adequate reserves to meet both present and future financial demands for benefit payments. Similar sound financing—which is **now** required by the charter, but which has not been made effective by the necessary annual appropriations—should be established for the existing police and fire pension systems, before liberal and costly extensions to these systems are considered.

Keeping in mind that adequate provision is now made, in existing pension systems, for widows of police officers and firemen who are killed in line of duty or who die from injuries received in line of duty, the point can be made that, if it is logical to provide that pensions for **service** alone be continued to widows of the members of these two departments, then pensions for **service** alone should be continued to widows of all other City employees. Such a provision, applying to the entire City service, would involve an annual increased cost to the taxpayers of millions of dollars.

A Dangerous Provision

Each amendment carries a provision that can result in flagrant abuse and injustice. This is to the effect that when a member of the department shall be entitled to retire after 25 years' service, he shall not be deprived of such right by any amendment to the charter "***or any other event or occurrence whether prior to, pending at or subsequent to said completion (25 years' service) of whatever nature.***" Under this, if legal, a police officer or fireman,

after 25 years of service, who might be discharged from the department for flagrant cause, or who might even confess to a crime involving misuse of his office or uniform and be sentenced to State prison therefor, would still be entitled to a half-pay pension. This seems unreasonable and, certainly, not in the public interest.

New Charter Made Adequate Provision

In considering provisions to be written into the new charter, the Board of Freeholders deemed the pension system then in effect in the Fire Department (25-year retirement, continuation to widows, no provision for reserves to meet costs, etc.) to be costly, extra-liberal and unsound. They provided that all future appointees in this department should come into the service under a pension system, sound both from the standpoint of the City and its employees, with adequate benefits, the costs thereof to be met by joint contribution by the men and the City. They likewise provided an improved system for the members of the Police Department, which has applied to all new employees in this department and likewise has been joined voluntarily by nearly 800 "old" members of the department.

Voters Rejected Similar Proposal

A request for pension provisions for the Police Department, similar to those embodied in Charter Amendment No. 3, was denied by the Freeholders. Subsequently, a police pension measure providing for benefits similar to those embodied in these charter amendments and, in addition, requiring retirement at age 63, was voted down by the people at the election of March 9, 1937.

The pension changes embodied in these two charter amendments on the November ballot, are unnecessary, are excessively liberal as to benefits, and are excessive in their cost to the City.

BUILDING OWNERS' AND MANAGERS' ASSOCIATION
OF SAN FRANCISCO

SAN FRANCISCO CHAMBER OF COMMERCE

SAN FRANCISCO JUNIOR CHAMBER OF COMMERCE

SAN FRANCISCO REAL ESTATE BOARD

**Vote NO ON CHARTER
AMENDMENTS**

1 - 2 - 3

Nov 8, 1938

THIS IS NOT A BOND ISSUE

The San Francisco Firemen appeal to you to vote

YES on Charter Amendments **1** and **2**

General Election — November 8th

CHARTER AMENDMENT NUMBER 1

FIRE DEPARTMENT. Amending Section 36 of Charter designating salaries of certain officers of the Fire Department, number of personnel, and prescribing hours to be performed by members of Department.

1. Give the Fireman one day off a week.
2. Stabilize the man power of Fire Companies.
3. Adjust Captain's and Lieutenant's salaries to make them uniform to rates paid in other major cities.

CHARTER AMENDMENT NUMBER 2

FIRE PENSIONS. Amending Section 171 of the Charter relating to retirement of certain members of the Fire Department and prescribing contributions and conditions and amounts of pensions to be paid.

1. Let all Firemen retire after 25 years of service.
2. Give all Firemen equal retirement rights.
3. Protect the widow and children of the Fireman who serves you faithfully.
4. Fix the rate of contribution for retirement privileges at 5% of Fireman's salary. Firemen elsewhere pay less.

"BE FAIR TO THE FIREMAN"

He serves the people of San Francisco day and night, rain or shine, winter or summer. He will risk his life and his health to save YOUR home, your family and your life.

Insertion authorized by the Board of Supervisors October 3, 1938

Nov. 3, 1932

VOTE YES ON CHARTER AMENDMENT NUMBER 3

OPTIONAL RETIREMENT AFTER 25 YEARS' SERVICE

San Francisco is the only large city in the United States that has no provision for optional retirements at 25 years. In 293 other cities, after 25 years, or less, retirement is optional.

This following chart will serve as an illustration; space allowing, the list could be extended. In most of the cities mentioned specific allowances are made for minor children; said amount is additional to the widow's allowance. NO SUCH ADDITIONAL ALLOWANCES ARE ASKED FOR IN THE PROPOSED AMENDMENT.

Other Cities Have More Liberal Police Pensions

CITY	Service Required for Retirement	Member's Contribution to Retirement Fund	Allowance for Service	Allowance for Disability	Allowance to Widow
New York	25 Years (20 at age 55)	2% of Salary	50%	50 to 75%	50%
Chicago	20 Years	4 1/4 % of Salary	50% Minimum	75 to 100%	\$1,500 Annually
Detroit	25 Years	1% of Salary	50%	50%	\$1,200 per Year
LOS ANGELES	25 Years	4% of Salary	50 to 66 2/3 %	10 to 90%	50%
Cleveland	25 Years	1/2 % of Salary	50%	50%	25%
Boston	25 Yrs. at Age 60	4% of Salary	50%	75%	50%
Buffalo	20 Years	4% of Salary	50%	50%	100% 1st Yr., \$600 per Yr. thereafter
Cincinnati	25 Years	\$2 per Month	50%	50%	50%
Newark	20 Yrs. at Age 50	4% of Salary	50%	50%	\$1,000 per Year
SAN DIEGO	20 Years	4% of Salary	50%	50%	50%
OAKLAND	25 Yrs. at Age 60	5% of Salary	50%	50%	50%
LONG BEACH	25 Years	2% of Salary	50%	50%	50%
SAN FRANCISCO	37 1/2 Years	3% of Salary	50%	50%	Nothing

MUST PAY MORE FOR PENSIONS

Under this amendment, ALL Police Officers MUST PAY from \$10 to \$15 each month (five per cent of their salary) into the pension fund. When the present Charter went into effect in 1932, those already in the department paid \$2 a month, and still continue to pay \$2 each month, while the City matches it with \$12.70.

PROTECTION FOR THE WIDOW AND ORPHAN

All major cities in the United States provide for the widow and orphan of the pensioned Police Officer. San Francisco should protect the family of the patrolman who guards with his life your property and your life.

PROHIBITS PENSIONED OFFICERS TAKING EMPLOYMENT

Members of the Police Department who are retired on pension are prohibited from accepting employment in the Federal, State or Municipal Government while receiving such pension. This provision would prevent political appointments of pensioned Police Officers.

POLICE RETIREMENT ACT
JAMES L. QUIGLEY, Chairman.

Authorized by the Board of Supervisors.

VOTE YES ON CHARTER AMENDMENT NUMBER 3

UNANIMOUS VOTE FOR City Amendment No. 3

- ★ The Federation of Municipal Employees has un-
animously endorsed the Police Retirement Amend-
ment on the November ballot. (Charter Amend-
ment Number 3.)
- ★ Unanimous action was taken after careful study of
the amendment. This showed that almost every
large city in the country (including Oakland, Los
Angeles and San Diego) has a better police pension
system than San Francisco; and that adoption of
this amendment will merely bring San Francisco
up to the minimum of other cities.
- ★ The investigation also proved that improvement
of the Police Retirement System will greatly
strengthen the pension system for other city em-
ployees—teachers, clerks, engineers, carpenters,
etc.
- ★ The amendment expressly guards the retirement
system for miscellaneous employees *by prohibiting
any payments from the miscellaneous system for
police pensions. This language is not now in the
City Charter.*
- ★ The two chief benefits of Amendment Number 3
are that police may retire after twenty-five years
of service and that the service pension is extended
to widows and orphans.
- ★ These new benefits will, of course, cost money. To
pay the increased costs, the amendment substan-
tially increases policemen's contributions to their
retirement system. Under the new rates, San Fran-
cisco police will pay considerably more than is paid
by policemen in Los Angeles, San Diego, New York,
Chicago, Detroit, Cleveland, Boston, Cincinnati,
Buffalo, Newark, Long Beach, and many other
cities in California and America. The city's con-
tributions also will be increased but not unreason-
ably.
- ★ One of the outstanding arguments for adoption of
Number Three is that it will result in retirement of
many officers who have passed their prime and are
no longer fully able to perform their arduous work.
Such retirement will, of course, make room for
young men and thus improve the efficiency of the
department as a whole.

Nov 2, 1939

RECEIVED

A

Special Message

to all

City Employees

from the

FEDERATION

of

MUNICIPAL

EMPLOYEES

Fellow City Employees:

The Police Retirement Amendment (Number Three) merits the support of every employee of the City and County of San Francisco.

First:—The amendment is sound, it is humanitarian, it is good business for the taxpayers.

Second:—Adoption of Number Three will make easier improvement in the Retirement System of the miscellaneous employees. It is becoming increasingly apparent that there soon must be improvement in the general retirement system for city employees.

Third:—Is a simple question of loyalty and reciprocity.

- ★ The policemen of San Francisco have been the most loyal in supporting substantial improvements in salary and working conditions for their fellow city employees.
- ★ They have given wholehearted support (*including financial support*) to the campaign to restore increments to all the school teachers. Restoration of increments to teachers did not affect the policemen.
- ★ The policemen have given support (*including financial*) to the campaign for the five-day week for monthly employees although this ordinance can not help them.
- ★ The policemen have given support (*including financial*) to adoption and improvement of the sick leave ordinance, although this ordinance does not affect them.
- ★ The policemen have given support (*including financial*) to adoption of the holdover rule, although this in no way affected them.
- ★ The policemen have given support (*including financial*) to the efforts for salary standardization although their own salaries (fixed in the charter) are not affected by standardization.
- ★ The policemen have given support (*including financial*) to extension of the merit system to those without civil service protection although such extension did not benefit them.

★ The police have given support (*including financial*) to the campaign to pay city workers the rates paid in private employment, although this has not affected the policemen.

In other words, over the long period of years the police have contributed their support to every campaign for the improvement of salary and working conditions of other city employees and not once have they asked anything for themselves.

Now they are seeking a legitimate and proper improvement in their retirement system—a change which will give them the bare minimum of benefits enjoyed by policemen in other cities.

They deserve the support of all their fellow employees of the City and County of San Francisco!

Vote YES on Charter Amendment Number 3.

Get your relatives and friends to VOTE YES on this amendment.

FEDERATION OF MUNICIPAL EMPLOYEES

Special Campaign Committee

FREDERICK M. LEVY, Federation President

CHARLES BLACKMER, Federation Vice-President

**WARREN TELFER, Federation Treasurer, School
Department**

**CLEMENT CLANCY, Federation Finance Member;
Recording Secretary, Carpenters' Union Local 22**

**JESSE CAMERON, Business Manager, Per Diem
Men's Association**

**CAMERON H. KING, Chairman Federation Executive
Committee; Chairman Health Service Board**

**H. S. FOLEY, Chairman Federation Civil Service
Committee; President Carmen's Union**

**JOSEPH M. CUTTEN, Federation Trustee; President
San Francisco Civil Service Association**

**ALFRED CREWE, Executive Committee Member, San
Francisco Hospital**

Nov. 8, 1932

Vote "YES" For MODERN TRANSPORTATION FOR SAN FRANCISCO

The City must take immediate steps to COMBAT threatened increase in the Car-fare and deplorable service being given by the Market Street Railway Co. Such immediate steps are proposed by the following supervisors:

Uhl, Meade, Meyer, Ratto, Schmidt

by submitting the following POLICY MEASURE on the November Ballot:

- 1—That there shall be submitted at an early date a \$5,000,000 bond issue for the possible purchase of the Market Street Railway properties now in use for transporting passengers.
- 2—Submission of a \$9,000,000 bond issue for immediate purchase of buses, shops and equipment.

THE \$9,000,000 WILL PROVIDE A SUFFICIENT NUMBER OF BUSES FOR 22 ROUTES, THEREBY GIVING UP-TO-DATE SERVICE TO ALL SECTIONS OF SAN FRANCISCO. SAID BUSES TO BE PLACED IN THE SERVICE OF THE MUNICIPAL RAILWAY. FARE 5 CENTS TO ALL SECTIONS OF SAN FRANCISCO.

Q. Will the increase in car-fare enable the Market Street Railway to improve their service, and pave their tracks?

A. No. The Market Street Railway Co. is fighting to avoid bankruptcy, and is not in a position to reduce the fare, improve service or do necessary paving.

Q. If it happens that the Market Street Railway Co. does go into bankruptcy should the City have funds available for purchase of the Company's property?

A. In case of bankruptcy the bond holders appreciating that the Market Street Railway is being operated at a loss, and assessments confront them, they will be more than anxious to accept a reasonable price, (yes, much less than \$5,000,000) for the property, therefore it behooves the City to have available money necessary for the purchase of the Market Street Railway property.

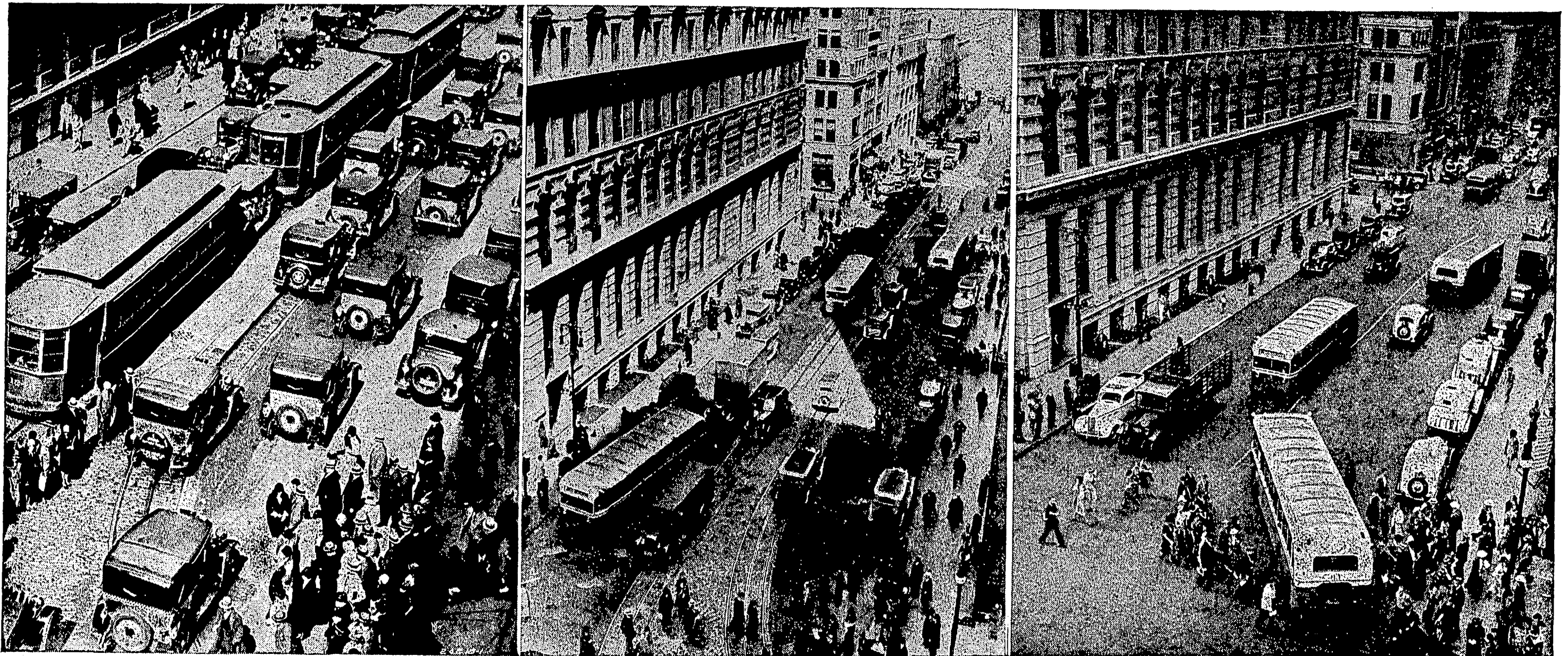
Q. If the bond holders representative asks more than \$5,000,000 what then?

A. IN THAT EVENT THE CITY WOULD BE HELPLESS, UNLESS THE \$9,000,000 BONDS ARE VOTED FOR BUSES AND THE BUSES READY TO BE PLACED IN SERVICE IN COMPETITION WITH MARKET STREET RAILWAY, THE CITY WILL

THEN BE IN A POSITION TO DICTATE PRICE AND TERMS. IT IS THEREFORE POSITIVELY NECESSARY TO VOTE FOR THE \$9,000,000 BOND POLICY!

Several lines of Market Street Railway must be operated for a considerable time. A survey will indicate which lines shall be immediately replaced by buses. **No price to be paid Market Street Railway for unexpired franchise.** (over)

ALL PICTURES, SAME CORNER, MADISON AND 42ND AVENUE NEW YORK CITY --- ANSWER: BUSES, NOT SUBWAYS



1934—Street Cars Operating. Traffic Congested.

1935—Street Cars Junked—Buses Operating.

1936—Buses Operating—No Traffic Congestion. Note Pavement

Motorization of Madison Avenue in New York, the first step in motorizing Manhattan constitutes one of the most triumphal chapters in transportation.

On February 1, 1935, 120 buses were placed in operation, 11 miles of tracks removed. In New York City, since 1935 a total of 140 miles of tracks have been removed, 575 street cars junked, 675 buses substituted.

In the first year's operation of buses on Madison Avenue here is the record: Revenues increased 87%. Monthly revenues jumped from about \$60,000 with street cars to \$110,000 a month by buses. Rate of fare (unchanged) 5 cents, transfer 2 cents.

Mayor La Guardia says: "MADISON AVENUE SINCE THE SUBSTITUTION OF BUSES FOR TROLLEYS, HAS BECOME ONE OF THE SHOW BOULEVARDS OF THE WORLD."

Q. Can buses operate profitably at a 5-cent fare?

A. Time will tell. **THE PROBLEM CONFRONTING THE CITY IS IMPROVED SERVICE. IF THE PRESENT DEPLORABLE SERVICE IS CONTINUED MANY FAMILIES WILL MOVE TO THE EAST BAY.**

Q. Upon what does Mr. Cahill base his statement that bus operation will increase taxes 85 cents?

A. Mr. Cahill has no definite basis for his statement that taxes will be increased 85 cents. He predicates the statement on the operation of a BUS FEEDER operating from Clement via Tenth Avenue, Seventh Avenue, Miraloma Drive and Monterey Boulevard. In 1937 buses in New York City carried 219,000,000 passengers at a 5-cent fare and 2-cent transfer and realized a net profit of \$2,750,000. Buses will prove most popular.

Buses are the only means of giving up-to-date transportation. Buses load at curb thereby eliminates safety station buttons. Noiseless, and in loading at curb permits traffic to flow uninterrupted.

THE PUBLIC UTILITY COMMISSION HAS FAILED TO MEET THE TRANSPORTATION CRISIS THEREFORE THE ABOVE NAMED SUPERVISORS ARE TAKING THE MATTER DIRECTLY TO THE PEOPLE.

VOTE "YES" TO INSURE RAPID TRANSPORTATION FOR SAN FRANCISCO.

**ADOLPH UHL,
DEWEY MEADE,
FRED W. MEYER,
JOHN RATTO,
DR. ADOLPH E. SCHMIDT.**

NUMBERS 4 AND 5 ON BALLOT, THE LAST TWO PROPOSITIONS ON THE SECOND LINE.

Nov. 2, 1938

VOTE

NO On Declaration of Policy Proposition **No. 5**

(LAST PROPOSITION ON THE BALLOT)

Purchase of \$9,000,000 Worth of Buses, Shops, Etc.

The figure of \$9,000,000 set for purchase of buses, shops, etc., is arrived at without any engineering study and the proponents of the plan have failed to take into account the deficit which must result from their operation. Bus service, unless coordinated with street car service and used as a feeder to that street car service, cannot be made self-sustaining unless high fares are charged.

The Municipal Railway has operated buses in San Francisco for twenty years. The operating loss to date is \$1,600,000. A study of the Municipal Railway bus system during the past ten years shows that the seven hundred buses proposed in this Question of Policy would cause a net loss of \$5,215,700 each year.

That loss must be made up by taxation. **DO YOU WANT 70c ADDED TO YOUR TAX RATE** in order to operate a fleet of buses?

Do not be misled by statements that the bus system in New York City pays. Not only is a 2c charge made for each transfer issued, but the bus system of that city handles short hauls only, the bulk of transportation being moved by the subways.

The suggested abolition of standard street cars, and their replacement by buses, will result in the loss of hundreds of jobs in San Francisco.

An extension of the present bus service in San Francisco is needed—but not at a cost of 70c **IN THE TAX RATE AND ONLY** after traffic experts coordinate them with the mass transportation units, namely the street cars.

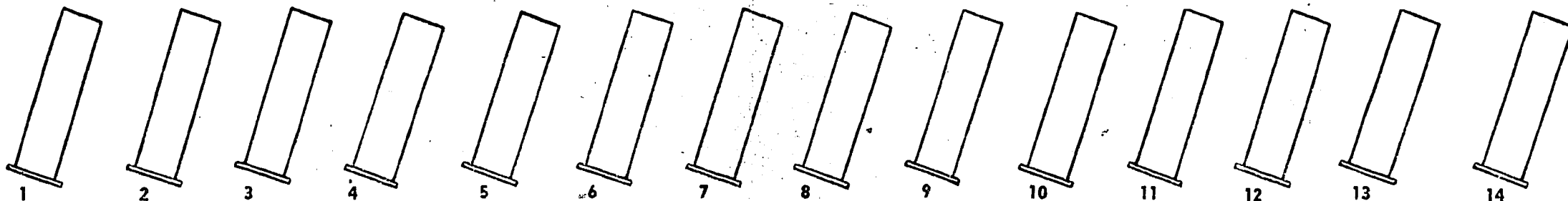
VOTE




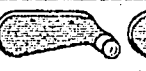







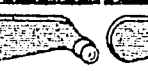





NO On Declaration of Policy Proposition **No. 5**












(LAST PROPOSITION ON THE BALLOT)

Central Committee for Modern Transit


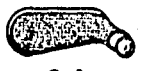


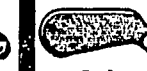
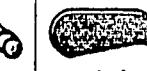
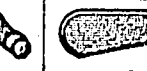







(27) SAMPLE BALLOT



State Propositions, Constitutional Amendments, etc. Vote YES or NO 	  YES Proposition NO 1 LABOR. Initiative. Defines lawful and unlawful picketing, boycotting and display of banners. Prohibits private property seizure, coercion, intimidation and other acts pertaining to labor disputes and industrial controversies. Recognizes right to strike and bargain collectively.	  YES Proposition NO 2 REGULATION OF POUNDS. Initiative. Defines, regulates pounds. Prohibits use of animals in pounds for scientific, medical, experimental or commercial purposes; exempting under certain conditions colleges, universities and medical research laboratories licensed under Medical Practice Act.	  YES Proposition NO 3 MOTOR VEHICLE TAXATION AND REVENUE. Senate Constitutional Amendment. Requires motor vehicle fuel tax moneys be used for public street and highway purposes; vehicle license fee and tax moneys to be used for other designated purposes.	  YES Proposition NO 4 HIGHWAY AND TRAFFIC SAFETY COMMISSION. Initiative Constitutional Amendment. Creates Highway and Traffic Safety Commission having jurisdiction of highways and vehicle laws. Abolishes present State Highway Commission and transfers California Highway Patrol to new commission.	  YES Proposition NO 5 FISHING CONTROL. Initiative not acted upon by Legislature. Prohibits operation in State waters of fishing boats delivering fish to points beyond State waters unless such delivery is permitted by Fish and Game Commission.	  YES Proposition NO 6 TAXATION OF INSURANCE COMPANIES. Senate Constitutional Amendment. Revamps present provision. Makes tax applicable to premium receipts from insurance directly written, eliminating reinsurance premium deductions.	  YES Proposition NO 7 RELIEF ADMINISTRATION. Senate Constitutional Amendment. Authorizes Legislature to administer relief and modify or enlarge powers vested in any State relief agency; likewise to amend, alter or repeal laws relating to relief of hardship and destitution.	  YES Proposition NO 8 APPORTIONMENT OF FUNDS TO POLITICAL SUBDIVISIONS. Assembly Constitutional Amendment. Authorizes Legislature to apportion State Treasury funds for political subdivision purposes. Eliminates prohibition of legislative gift of public money or thing of value to municipal corporations.
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CHARTER AMENDMENTS and DECLARATIONS OF POLICY Vote YES or NO 	  YES Charter Amendment NO 1 FIRE DEPARTMENT Amending Section 36 of Charter designating salaries of certain officers of the Fire Department, number of personnel, and prescribing hours to be performed by members of department.	  YES Charter Amendment NO 2 FIRE PENSIONS Amending Section 171 of the Charter relating to retirement of certain members of the Fire Department and prescribing contributions and conditions and amounts of pensions to be paid.	  YES Charter Amendment NO 3 POLICE PENSIONS Adding new section 168.1 to Charter relating to retirement of members of the Police Department and prescribing contributions and conditions and amounts of pensions to be paid.	  YES Proposition NO 4 DECLARATION OF POLICY Shall the City and County of San Francisco endeavor to purchase the operating properties of Market Street Railway for an amount not exceeding five million dollars or a lesser sum?	  YES Proposition NO 5 DECLARATION OF POLICY Shall San Francisco issue nine million dollars bonds for passenger buses and facilities therefor, to be used with property of Market Street Railway if acquired or as adjunct of Municipal Railway?	 <p style="font-size: 2em; text-align: center;">Char and De</p>
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OFFICES	1 G O V E R N O R VOTE FOR ONE	2 G O V E R N O R VOTE FOR ONE	3 G O V E R N O R VOTE FOR ONE	4 G O V E R N O R VOTE FOR ONE	5 L I E U T E N A N T G O V E R N O R VOTE FOR ONE	6 L I E U T E N A N T G O V E R N O R VOTE FOR ONE	7 L I E U T E N A N T G O V E R N O R VOTE FOR ONE	8 S E C R E T A R Y O F S T A T E VOTE FOR ONE	9 S E C R E T A R Y O F S T A T E VOTE FOR ONE	10 S E C R E T A R Y O F S T A T E VOTE FOR ONE	11 C O N T R O L L E R VOTE FOR ONE	12 C O N T R O L L E R VOTE FOR ONE	13 C O N T R O L L E R VOTE FOR ONE	14 T R E A S U R E R VOTE FOR ONE
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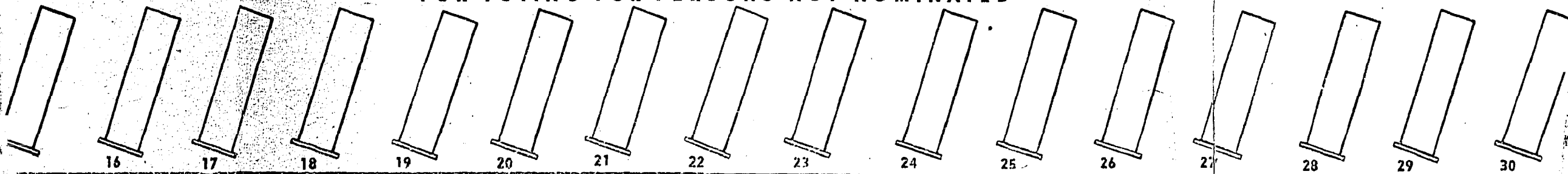
CANDIDATES	 1-A FRANK F. Merriam Republican Incumbent	 2-A CULBERT L. Olson Democratic State Senator	 3-A RAYMOND Haight Progressive Counsellor at Law	 4-A ROBERT Noble Commonwealth	 5-A GENEVE L. A. Shaffer Townsend Realtor	 6-A WALTER SCOTT Franklin Republican Doctor and Rancher	 7-A ELLIS E. Patterson Democratic Progressive Assemblyman	 8-A FRANK C. Jordan Republican Democratic Secretary of State	 9-A LEO Gallagher Communist Lawyer	 10-A NELLIE S. Harriss Prohibition	 11-A HARRY B. Riley Republican Democratic Progressive Townsend State Controller	 12-A ELLEN G. Pritchard Prohibition	 13-A ANITA Whitney Communist	 14-A CHARLES G. Johnson Republican Democratic Incumbent
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DIRECTIONS FOR VOTING

- 1st. Move RED HANDLE LEVER at the top of MACHINE
- 2nd. TO VOTE FOR CANDIDATES, pull down the POINTERS
- 3rd. TO VOTE FOR or AGAINST CONSTITUTIONAL Appeal, or FOR or AGAINST CONFIRMATION OF
- 4th. To vote for a person whose name does not appear on BALLOT, pull down the POINTERS and place name of candidate on paper under slide. (Do not pull down pointers if name of candidate appears on BALLOT.)
- 5th. LEAVING the pointers as you have placed them (DOWN)

FOR VOTING FOR PERSONS NOT NOMINATED



<p>YES Proposition NO 9</p> <p>VETERANS TAX EXEMPTION. Senate Constitutional Amendment. Eliminates \$1000 property tax exemption of veterans released from service because of peace-time disability. Permits exemption to apply to value of motor vehicle in fixing license fee thereon.</p>	<p>YES Proposition NO 10</p> <p>OIL LEASES ON STATE-OWNED TIDELANDS AT HUNTINGTON BEACH. Referendum of Chapter 304, Statutes 1937, providing for competitive bidding for leases on State-owned tide and submerged lands at Huntington Beach for oil drilling.</p>	<p>YES Proposition NO 11</p> <p>STATE AND COUNTY BOARDS OF EQUALIZATION. Assembly Constitutional Amendment. Divides State into five equalization districts, requiring member from each district be elected. Eliminates Controller from Board. Prescribes powers and duties of State and county boards.</p>	<p>YES Proposition NO 12</p> <p>SAN FRANCISCO BAY EXPOSITION. Assembly Constitutional Amendment. Prohibits levy or assessment of tax, license fee or other charge against property used or exhibited in connection therewith.</p>	<p>YES Proposition NO 13</p> <p>REVENUE BOND ACT OF 1937. Referendum against legislation creating public utilities commission within political subdivisions and other agencies rendering public service, and authorizing bond issue for construction and acquisition of public utilities.</p>	<p>YES Proposition NO 14</p> <p>REMOVAL OF JUDGES UPON CONVICTION OF CRIME. Assembly Constitutional Amendment. Provides upon conviction of crime involving moral turpitude judges shall be suspended from office and upon final conviction permanently disbarred and removed from office.</p>	<p>YES Proposition NO 15</p> <p>JUDICIAL COUNCIL. Assembly Constitutional Amendment. Changes number and composition of Judicial Council and declares it shall adopt or amend rules of judicial conduct governing all judges.</p>	<p>YES Proposition NO 16</p> <p>RETIREMENT OF JUDGES. Assembly Constitutional Amendment. Declares retired justices or judges shall continue as judicial officers exercising judicial functions under assignment by Judicial Council chairman, receiving such compensation as Legislature may provide.</p>	<p>YES Proposition NO 17</p> <p>INITIATIVE. Senate Constitution Amendment. Provides that law or constitutional amendment be submitted at next succeeding general election occurring subsequent to 12 days (instead of 90) after presentation of initiative petition or at prior special election.</p>
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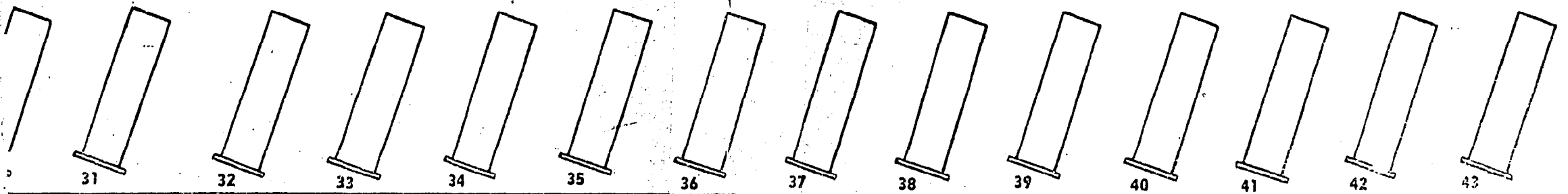
Amendments variations of Policy

<p>15 ATTORNEY GENERAL VOTE FOR ONE</p>	<p>16 ATTORNEY GENERAL VOTE FOR ONE</p>	<p>17 ATTORNEY GENERAL VOTE FOR ONE</p>	<p>18 Member of State Board of Equalization, First District VOTE FOR ONE</p>	<p>19 Member of State Board of Equalization, First District VOTE FOR ONE</p>	<p>20 UNITED STATES SENATOR VOTE FOR ONE</p>	<p>21 UNITED STATES SENATOR VOTE FOR ONE</p>	<p>22 UNITED STATES SENATOR VOTE FOR ONE</p>	<p>23 Representative in Congress 4th Cong. Dist. VOTE FOR ONE</p>	<p>24 Representative in Congress 4th Cong. Dist. VOTE FOR ONE</p>	<p>25 STATE SENATOR 14th District VOTE FOR ONE</p>	<p>26 STATE SENATOR 14th District VOTE FOR ONE</p>	<p>27 Member of Assembly 27th District VOTE FOR ONE</p>	<p>28 Member of Assembly 27th District VOTE FOR ONE</p>	<p>29 Public Defender VOTE FOR ONE</p>
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<p>15-A LAUDE A. Watson Prohibition Minister and Lawyer</p>	<p>16-A WALTER EMMETT Barry Townsend Attorney and Counsellor at Law</p>	<p>17-A EARL Warren Republican Democratic Progressive Dist. Atty of Alameda Co.</p>	<p>18-A ANDREW J. Gallagher Republican Incumbent</p>	<p>19-A GEORGE R. Reilly Democratic Supervisor</p>	<p>20-A SHERIDAN Downey Democratic Progressive Townsend</p>	<p>21-A PHILIP Bancroft Republican Farmer</p>	<p>22-A LILLIAN SYMES Clements Socialist</p>	<p>23-A FRANCK R. Havenner Democratic Progressive Incumbent</p>	<p>24-A KENNETT B. Dawson Republican Assemblyman</p>	<p>25-A EDGAR C. Levey Republican Assemblyman</p>	<p>26-A JOHN F. Shelley Democratic Progressive Bakery Wagon Driver</p>	<p>27-A GEORGE B. Harris Democratic Attorney at Law</p>	<p>28-A ALBERT C. Wollenberg Republican Attorney at Law</p>	<p>29-A GERALD J. Kenny Incumbent</p>
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to the RIGHT as far as it will go and LEAVE IT THERE.
 OVER the names of the CANDIDATES for whom you wish to vote and LEAVE THEM DOWN.
 AMENDMENTS, CHARTER AMENDMENTS, PROPOSITIONS, ETC., or FOR or AGAINST election of Justices of the Supreme Court or
 SCHOOL DIRECTOR, pull down pointers over "YES" or "NO" as you may desire to vote and LEAVE THEM DOWN.
 SLOT LABEL CARD (write-in candidate), raise numbered slide at top of machine corresponding with number of office on Office Title Card, ar
 over name of any candidate in office group in which you intend to write in name of candidate.)
 in the voting position) move the RED HANDLE LEVER at the top of the MACHINE to the LEFT as far as it will go and you have voted and you

GENERAL ELECTION, NOVEMBER 8, 1938



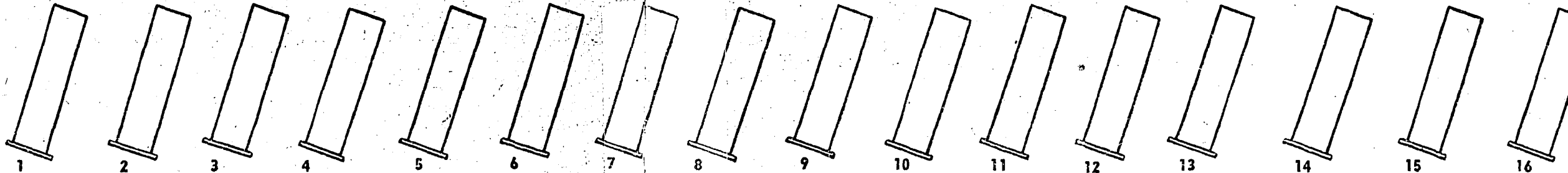
31	32	33	34	35	36	37	38	39	40	41	42	43
YES Proposition 18 NO	YES Proposition 19 NO	YES Proposition 20 NO	YES Proposition 21 NO	YES Proposition 22 NO	YES Proposition 23 NO	YES Proposition 24 NO	YES Proposition 25 NO					
<p>STATE MONEY. Senate Constitutional Amendment. Authorizes State Treasurer to hold in trust moneys of State agencies before deposit in State Treasury; permits Treasurer to disburse same on order of State agency and deposit in banks.</p> <p>LENDING OR GIFT OF PUBLIC MONEY. Senate Constitutional Amendment. Authorizes refund of surplus accruing in veterans' farm and home building fund to veteran purchasers, proportionately as payments under act have contributed to such surplus.</p> <p>TAXATION. Initiative Constitutional Amendment. Repeals limitation on ad valorem taxation. Annually reduces, and after ten years eliminates, taxation on improvements and tangible personal property. Repeals specified Sales, Use and Private Car Taxes.</p> <p>CHURCH, ORPHANAGE AND COLLEGE TAX EXEMPTIONS. Senate Constitutional Amendment. Extends taxation exemption to furnishings and personal property of churches and orphanages; denies tax exemptions to churches, orphanages and colleges unless statutory procedure complied with.</p> <p>CITY CHARTERS. Assembly Constitutional Amendment. Provides that amendments to charter shall be submitted to electors at next regular municipal election held not less than sixty days from date of filing petition or at special election.</p> <p>LEGISLATIVE HELP. Assembly Constitutional Amendment. Provides that total expense for officers, employees and attaches for both houses shall not exceed a sum equivalent to ten dollars per day per member.</p> <p>LEASING STATE-OWNED TIDELANDS FOR OIL DRILLING. Referendum of Chapter 832, Statutes 1937, providing competitive bidding for leases of State-owned tide and submerged lands at Huntington Beach for oil drilling</p> <p>RETIREMENT LIFE PAYMENTS. Initiative Constitutional Amendment. Requires State issue weekly to qualified electors fifty years old, not employer or employee, thirty \$1.00 warrants redeemable in cash and usable for taxes and certain other State obligations.</p>												

30	31	32	33	34	35	36	37	38	39	40	41
For CHIEF JUSTICE of the Supreme Court		For ASSOCIATE JUSTICE of the Supreme Court		For ASSOCIATE JUSTICE of the Supreme Court		For ASSOCIATE JUSTICE of the Supreme Court		For ASSOCIATE JUSTICE District Court of Appeal, First Appellate District, Division One		MEMBER BOARD OF EDUCATION Nominated by Mayor for confirmation by Electors	
30-A YES	31-A NO	32-A YES	33-A NO	34-A YES	35-A NO	36-A YES	37-A NO	38-A YES	39-A NO	40-A YES	41-A NO
SHALL WILLIAM H. WASTE be elected to the office for term expiring Jan. 1, 1951		SHALL WILLIAM H. LANGDON be elected to the office for term expiring Jan. 1, 1951		SHALL JESSE W. CURTIS be elected to the office for term expiring Jan. 1, 1951		SHALL FREDERICK W. HOUSER be elected to the office for term expiring Jan. 1, 1951		SHALL LOUIS H. WARD be elected to the office for term expiring Jan. 1, 1951		RICHARD E. Doyle	

District Court of
and write name of
our vote registered.

**Study Sample Ballot CAREFULLY, so when you go to vote you can
VOTE WITHOUT DELAY.
VOTE EARLY. Do Not Wait Until the Last Minute.
Polls Open from 7 A. M. to 8 P. M.**

(28) SAMPLE BALLOT



State Propositions, Constitutional Amendments, etc.
Vote YES or NO

<p>Proposition 1</p> <p>LABOR. Initiative. Defines lawful and unlawful picketing, boycotting and display of banners. Prohibits private property seizure, coercion, intimidation and other acts pertaining to labor disputes and industrial controversies. Recognizes right to strike and bargain collectively.</p>	<p>Proposition 2</p> <p>REGULATION OF POUNDS. Initiative. Defines, regulates pounds. Prohibits use of animals in pounds for scientific, medical, experimental or commercial purposes; exempting under certain conditions colleges, universities and medical research laboratories licensed under Medical Practice Act.</p>	<p>Proposition 3</p> <p>MOTOR VEHICLE TAXATION AND REVENUE. Senate Constitutional Amendment. Requires motor vehicle fuel tax moneys be used for public street and highway purposes; vehicle license fee and tax moneys to be used for other designated purposes.</p>	<p>Proposition 4</p> <p>HIGHWAY AND TRAFFIC SAFETY COMMISSION. Initiative Constitutional Amendment. Creates Highway and Traffic Safety Commission having jurisdiction of highways and vehicle laws. Abolishes present State Highway Commission and transfers California Highway Patrol to new commission.</p>	<p>Proposition 5</p> <p>FISHING CONTROL. Initiative not acted upon by Legislature. Prohibits operation in State waters of fishing boats delivering fish to points beyond State waters unless such delivery is permitted by Fish and Game Commission.</p>	<p>Proposition 6</p> <p>TAXATION OF INSURANCE COMPANIES. Senate Constitutional Amendment. Revamps present provision. Makes tax applicable to premium receipts from insurance directly written, eliminating reinsurance premium deductions.</p>	<p>Proposition 7</p> <p>RELIEF ADMINISTRATION. Senate Constitutional Amendment. Authorizes Legislature to administer relief and modify or enlarge powers vested in any State relief agency; likewise to amend, alter or repeal laws relating to relief of hardship and destitution.</p>	<p>Proposition 8</p> <p>APPORTIONMENT OF FUNDS TO POLITICAL SUBDIVISIONS. Assembly Constitutional Amendment. Authorizes Legislature to apportion State Treasury funds for political subdivision purposes. Eliminates prohibition of legislative gift of public money or thing of value to municipal corporations.</p>	<p>Proposition 9</p> <p>VETERANS TAX EXEMPTION. Senate Constitutional Amendment. Eliminates \$1000 property tax exemption of veterans released from service because of peace-time disability. Limits exemption to apply value of motor vehicle fixing license fee thereon.</p>
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CHARTER AMENDMENTS and DECLARATIONS OF POLICY
Vote YES or NO

<p>Charter Amendment 1</p> <p>FIRE DEPARTMENT Amending Section 36 of Charter designating salaries of certain officers of the Fire Department, number of personnel, and prescribing hours to be performed by members of department.</p>	<p>Charter Amendment 2</p> <p>FIRE PENSIONS Amending Section 171 of the Charter relating to retirement of certain members of the Fire Department and prescribing contributions and conditions and amounts of pensions to be paid.</p>	<p>Charter Amendment 3</p> <p>POLICE PENSIONS Adding new section 168.1 to Charter relating to retirement of members of the Police Department and prescribing contributions and conditions and amounts of pensions to be paid.</p>	<p>Proposition 4</p> <p>DECLARATION OF POLICY Shall the City and County of San Francisco endeavor to purchase the operating properties of Market Street Railway for an amount not exceeding five million dollars or a lesser sum?</p>	<p>Proposition 5</p> <p>DECLARATION OF POLICY Shall San Francisco issue nine million dollars bonds for passenger buses and facilities therefor, to be used with property of Market Street Railway if acquired or as adjunct of Municipal Railway?</p>
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Charter Amendments and Declaration of Policy

OFFICES

<p>1 2 3 4</p> <p>GOVERNOR VOTE FOR ONE</p>	<p>5 6 7</p> <p>LIEUTENANT GOVERNOR VOTE FOR ONE</p>	<p>8 9 10</p> <p>SECRETARY OF STATE VOTE FOR ONE</p>	<p>11 12 13</p> <p>CONTROLLER VOTE FOR ONE</p>	<p>14</p> <p>TREASURER VOTE FOR ONE</p>	<p>15 16</p> <p>ATTORNEY GENERAL VOTE FOR ONE</p>
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CANDIDATES

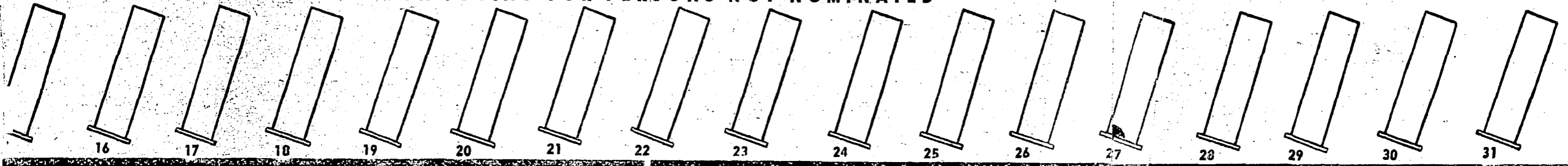
<p>1-A FRANK F. Merriam Republican Incumbent</p>	<p>2-A RAYMOND Haight Progressive Counsellor at Law</p>	<p>3-A ROBERT Noble Commonwealth</p>	<p>4-A CULBERT L. Olson Democratic State Senator</p>	<p>5-A WALTER SCOTT Franklin Republican Doctor and Rancher</p>	<p>6-A ELLIS E. Patterson Democratic Progressive Assemblyman</p>	<p>7-A GENEVA L. A. Shaffer Townsend Realtor</p>	<p>8-A FRANK C. Jordan Republican Democratic Secretary of State</p>	<p>9-A NELLIE S. Harriss Prohibition</p>	<p>10-A LEO Gallagher Communist Lawyer</p>	<p>11-A HARRY B. Riley Republican Democratic Progressive Townsend State Controller</p>	<p>12-A ANITA Whitney Communist</p>	<p>13-A ELLEN G. Pritchard Prohibition</p>	<p>14-A CHARLES G. Johnson Republican Democratic Incumbent</p>	<p>15-A WALTER EMMETT Barry Townsend Attorney and Counsellor at Law</p>	<p>16-A EARL Warren Republican Democratic Progressive Dist. Atty of Alameda Co.</p>
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DIRECTIONS FOR VOTING

- 1st. Move RED HANDLE LEVER at the top of MACHINE to the RIGHT
- 2nd. TO VOTE FOR CANDIDATES, pull down the POINTERS over the name
- 3rd. TO VOTE FOR or AGAINST CONSTITUTIONAL AMENDMENT, Appeal, or FOR or AGAINST CONFIRMATION OF SCHOOL DIRECTOR, pull down the pointer over the name of the candidate on paper under slide. (Do not pull down pointer over name of candidate on paper under slide.)
- 4th. To vote for a person whose name does not appear on BALLOT LABEL, pull down the pointer over the name of the candidate on paper under slide. (Do not pull down pointer over name of candidate on paper under slide.)
- 5th. LEAVING the pointers as you have placed them (DOWN in the voting position)

FOR VOTING FOR PERSONS NOT NOMINATED



<p>YES Proposition NO 9</p> <p>VETERANS TAX EXEMPTION.</p> <p>Senate Constitutional Amendment. Eliminates \$1000 property tax exemption of veterans released from service because of peace-time disability. Permits exemption to apply to value of motor vehicle in fixing license fee thereon.</p>	<p>YES Proposition NO 10</p> <p>OIL LEASES ON STATE-OWNED TIDELANDS AT HUNTINGTON BEACH.</p> <p>Referendum of Chapter 304, Statutes 1937, providing for competitive bidding for leases on State-owned tide and submerged lands at Huntington Beach for oil drilling.</p>	<p>YES Proposition NO 11</p> <p>STATE AND COUNTY BOARDS OF EQUALIZATION.</p> <p>Assembly Constitutional Amendment. Divides State into five equalization districts, requiring member from each district be elected. Eliminates Controller from Board. Prescribes powers and duties of State and county boards.</p>	<p>YES Proposition NO 12</p> <p>SAN FRANCISCO BAY EXPOSITION.</p> <p>Assembly Constitutional Amendment. Prohibits levy or assessment of tax, license fee or other charge against property used or exhibited in connection therewith.</p>	<p>YES Proposition NO 13</p> <p>REVENUE BOND ACT OF 1937.</p> <p>Referendum against legislation creating public utilities commission within political subdivisions and other agencies rendering public service, and authorizing bond issue for construction and acquisition of public utilities.</p>	<p>YES Proposition NO 14</p> <p>REMOVAL OF JUDGES UPON CONVICTION OF CRIME.</p> <p>Assembly Constitutional Amendment. Provides upon conviction of crime involving moral turpitude judges shall be suspended from office and upon final conviction permanently disbarred and removed from office.</p>	<p>YES Proposition NO 15</p> <p>JUDICIAL COUNCIL.</p> <p>Assembly Constitutional Amendment. Changes number and composition of Judicial Council and declares it shall adopt or amend rules of judicial conduct governing all judges.</p>	<p>YES Proposition NO 16</p> <p>RETIREMENT OF JUDGES.</p> <p>Assembly Constitutional Amendment. Declares retired justices or judges shall continue as judicial officers exercising judicial functions under assignment by Judicial Council chairman, receiving such compensation as Legislature may provide.</p>	<p>YES Proposition NO 17</p> <p>INITIATIVE.</p> <p>Senate Constitutional Amendment. Provides that law or constitutional amendment be submitted at next succeeding general election occurring subsequent to 130 days (instead of 90) after presentation of initiative petition or at prior special election.</p>	<p>YES Proposition NO 18</p> <p>STATE MONEY.</p> <p>Senate Constitutional Amendment. Authorizes State Treasurer to hold trust moneys of State agencies before deposit in State Treasury; permits Treasurer to disburse same on order State agency and deposit banks.</p>
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Amendments Variations of Policy

<p>5 16 17</p> <p>ATTORNEY GENERAL VOTE FOR ONE</p>	<p>18 19</p> <p>Member of State Board of Equalization, First District VOTE FOR ONE</p>	<p>20 21 22</p> <p>UNITED STATES SENATOR VOTE FOR ONE</p>	<p>23 24</p> <p>Representative in Congress 4th Cong. Dist. VOTE FOR ONE</p>	<p>25 26</p> <p>STATE SENATOR 14th District VOTE FOR ONE</p>	<p>27 28</p> <p>Member of Assembly 28th District VOTE FOR ONE</p>	<p>29</p> <p>Public Defender VOTE FOR ONE</p>	<p>30 31</p> <p>For CHIEF JUSTICE of the Supreme Court</p>								
<p>16-A EARL Warren Republican Democratic Progressive Dist. Atty of Alameda Co.</p>	<p>17-A CLAUDE A. Watson Prohibition Minister and Lawyer</p>	<p>18-A ANDREW J. Gallagher Republican Incumbent</p>	<p>19-A GEORGE R. Reilly Democratic Supervisor</p>	<p>20-A PHILIP Bancroft Republican Farmer</p>	<p>21-A LILLIAN SYMES Clements Socialist</p>	<p>22-A SHERIDAN Downey Democratic Progressive Townsend</p>	<p>23-A FRANCK R. Hayenner Democratic Progressive Incumbent</p>	<p>24-A KENNETT B. Dawson Republican Assemblyman</p>	<p>25-A EDGAR C. Levey Republican Assemblyman</p>	<p>26-A JOHN F. Shelley Democratic Progressive Bakery Wagon Driver</p>	<p>27-A ROBERT MILLER Green Republican Attorney at Law</p>	<p>28-A LELAND J. Lazarus Democratic Progressive Attorney</p>	<p>29-A GERALD J. Kenny Incumbent</p>	<p>30-A YES</p>	<p>31-A NO</p> <p>SHALL WILLIAM H. WASTE be elected to the office for term expiring Jan. 1, 1951</p>

the RIGHT as far as it will go and LEAVE IT THERE.

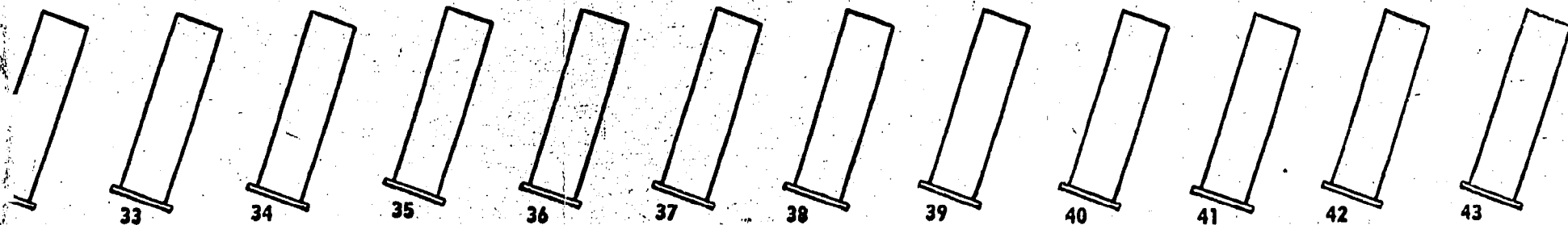
PULL DOWN the names of the CANDIDATES for whom you wish to vote and LEAVE THEM DOWN.

FOR AMENDMENTS, CHARTER AMENDMENTS, PROPOSITIONS, ETC., or FOR or AGAINST election of Justices of the Supreme Court or District Court or SCHOOL DIRECTOR, pull down pointers over "YES" or "NO" as you may desire to vote and LEAVE THEM DOWN.

FOR WRITE-IN LABEL CARD (write-in candidate), raise numbered slide at top of machine corresponding with number of office on Office Title Card, and write name of candidate over name of any candidate in office group in which you intend to write in name of candidate.)

TO REGISTER your vote (the voting position) move the RED HANDLE LEVER at the top of the MACHINE to the LEFT as far as it will go and you have voted and your vote registered.

GENERAL ELECTION, NOVEMBER 8, 1938



<p>YES Proposition NO 19</p> <p>LENDING OR GIFT OF PUBLIC MONEY. Senate Constitutional Amendment. Authorizes refund of surplus accruing in veterans' farm and home building fund to veteran purchasers, proportionately as payments under act have contributed to such surplus.</p>	<p>YES Proposition NO 20</p> <p>TAXATION. Initiative Constitutional Amendment. Repeals limitation on ad valorem taxation. Annually reduces, and after ten years eliminates, taxation on improvements and tangible personal property. Repeals specified Sales, Use and Private Car Taxes.</p>	<p>YES Proposition NO 21</p> <p>CHURCH, ORPHANAGE AND COLLEGE TAX EXEMPTIONS. Senate Constitutional Amendment. Extends taxation exemption to furnishings and personal property of churches and orphanages; denies tax exemptions to churches, orphanages and colleges unless statutory procedure complied with.</p>	<p>YES Proposition NO 22</p> <p>CITY CHARTERS. Assembly Constitutional Amendment. Provides that amendments to charter shall be submitted to electors at next regular municipal election held not less than sixty days from date of filing petition or at special election.</p>	<p>YES Proposition NO 23</p> <p>LEGISLATIVE HELP. Assembly Constitutional Amendment. Provides that total expense for officers, employees and attaches for both houses shall not exceed a sum equivalent to ten dollars per day per member.</p>	<p>YES Proposition NO 24</p> <p>LEASING STATE-OWNED TIDELANDS FOR OIL DRILLING. Referendum of Chapter 832, Statutes 1937, providing competitive bidding for leases of State-owned tide and submerged lands at Huntington Beach for oil drilling</p>	<p>YES Proposition NO 25</p> <p>RETIREMENT LIFE PAYMENTS. Initiative Constitutional Amendment. Requires State issue weekly to qualified electors fifty years old, not employer or employee, thirty \$1.00 warrants redeemable in cash and usable for taxes and certain other State obligations.</p>
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<p>32 For 33 ASSOCIATE JUSTICE of the Supreme Court</p> <p>32-A YES 33-A NO</p> <p>SHALL WILLIAM H. LANGDON be elected to the office for term expiring Jan. 1, 1951</p>	<p>34 For 35 ASSOCIATE JUSTICE of the Supreme Court</p> <p>34-A YES 35-A NO</p> <p>SHALL JESSE W. CURTIS be elected to the office for term expiring Jan. 1, 1951</p>	<p>36 For 37 ASSOCIATE JUSTICE of the Supreme Court</p> <p>36-A YES 37-A NO</p> <p>SHALL FREDERICK W. HOUSER be elected to the office for term expiring Jan. 1, 1951</p>	<p>38 For 39 ASSOCIATE JUSTICE District Court of Appeal, First Appellate District, Division One</p> <p>38-A YES 39-A NO</p> <p>SHALL LOUIS H. WARD be elected to the office for term expiring Jan. 1, 1951</p>	<p>40 MEMBER 41 BOARD OF EDUCATION Nominated by Mayor for confirmation by Electors</p> <p>40-A YES 41-A NO</p> <p>RICHARD E. DOYLE</p>
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Study Sample Ballot CAREFULLY, so when you go to vote you can VOTE WITHOUT DELAY.

VOTE EARLY. Do Not Wait Until the Last Minute.

Polls Open from 7 A. M. to 8 P. M.

VOTE EARLY—Polls Open at 7 A. M. and Close at 8 P. M.

PRECINCT No. 39

ASSEMBLY DISTRICT No. 27

GENERAL ELECTION

NOVEMBER 8, 1938

Your Polling Place is located at



Garage, 2833 Union

*Be Sure to Vote on All Propositions, Charter Amendments, etc., and for
the Candidates of Your Choice*

Retain this card until day of election so you will not forget the address of your polling place.



Phillips & Van Orden

(OVER)