

**City of San Diego
Municipal Primary Election**

March 13, 1951

3/13/51

PROPOSED CHARTER AMENDMENTS

The following proposed amendments to the Charter of the City of San Diego, California, will be submitted to the voters of the City of San Diego on Tuesday, March 13, 1951.

FRED W. SICK, City Clerk.

CO414

PROPOSITION NO. 1.

Amend Section 70 of Article VIII of the Charter of The City of San Diego to read as follows:

"Section 70. **POWER TO FIX SALARIES.** The Council shall have the power to fix salaries of the City Manager, the City Clerk, the City Treasurer, the City Auditor and Comptroller, and all other officers under its jurisdiction. All members of Commissions shall serve without compensation except where otherwise provided by State law or this Charter. Except as otherwise provided by law the City Manager and other departmental heads outside of the departments under control of the City Manager shall have power to recommend salaries and wages subject to the personnel classification and the schedule of salaries fixed by the Civil Service Commission, of all other officers and employees within the total amount contained in the Annual Appropriation Ordinance for personal service in each of the several departments of the City Government. All increases and decreases of salary or wages of officers and employees shall be determined at the time of the preparation and adoption of the budget, and no such increase or decrease shall be effective prior to the fiscal year for which the budget is adopted; provided, however, that if during any fiscal year, the Council should find and determine that because of a significant change in living costs, the salaries and wages fixed for such fiscal year are not comparable to the level of other salaries and wages of other public or private employments for comparable services and as a result, the best interests of the City are not being protected or are in jeopardy, said Legislative Body, upon recommendation of the Manager or other department head, and if funds are available, may revise such salary and wage schedules to the extent necessary to protect the City's interests."

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

<p>PROPOSITION NO. 1. Amend Section 70 of Article VIII of the Charter of The City of San Diego.</p> <p>This amendment authorizes the Council, upon recommendation of the Manager or other department head, to revise salaries of City officers and employees during any fiscal year if the Council determines that due to a significant change of living costs the economic needs of officers and employees are such as will fail to protect or will jeopardize the best interests of the City.</p>	YES	
	NO	

PROPOSITION NO. 2.

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

"Section 141. **CITY EMPLOYEES RETIREMENT SYSTEM.** The Council

of the City is hereby authorized and empowered by ordinance to establish a retirement system and to provide for death benefits for public employees other than those policemen and firemen who were members of a pension system on June 30, 1946, and other than elective officers and members of commissions who serve without pay. Except as hereinafter provided, no employee shall be retired before he reaches the age of sixty-two years and before he has completed ten years of continuous service. Policemen, firemen and full time life guards, however, who have had ten years of continuous service may be retired at the age of fifty-five years. The Council may also in said ordinance provide:

- (a) For the retirement with benefits of an employee who has become physically or mentally disabled by reason of bodily injuries received in or by reason of sickness caused by the discharge of duty or as a result thereof to such an extent as to render necessary his retirement from active service.
- (b) Death benefits for dependents of employees who are killed in the line of duty or who die as a result of injuries suffered in the performance of duty.
- (c) Retirement with benefits of an employee who, after ten years of service, has become disabled to the extent that he is not capable of performing his duties, or who is separated from City service without fault or delinquency on his part.

Retirement shall be compulsory at the age of sixty-five, except that the Manager or other department head, for the City's benefit, may thereafter continue an employee who has reached such age limit in the City service from year to year up to but not beyond the time when such employee reaches the age of seventy-two years."

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

<p>PROPOSITION NO. 2. Amend Section 141 of Article IX of the Charter of The City of San Diego.</p> <p>This amendment permits the Council by ordinance to retire with benefits such City employees who are hurt or disabled in the line of duty and in the event of death of such employees because of such injuries, to provide death benefits for dependents of such employees. It further makes compulsory retirement of City employees at the age of 65 years, but permits the Manager or department head, if it is in the interest of the City, to continue such employees in service from year to year up to but not beyond the age of 72 years.</p>	YES	
	NO	

PROPOSITION NO. 3.

Amend Section 144 of Article IX of the Charter of The City of San Diego, to read as follows:

"Section 144. **BOARD OF ADMINISTRATION.** The system shall be managed by a Board of Administration which is hereby created, consisting of the City Manager, City Auditor and Comptroller, the City Treasurer, three members of the Retirement system, to be elected from the active membership, a resident official of a life insurance company, an officer of a local bank and a citizen of the City, the latter three to be appointed by the Council. Such appointees shall serve without compensation. Members of the Board, other than ex-officio, shall serve six years or until their successors are elected and qualified, and shall so classify themselves by lot that one term shall expire each year. The members of the existing Board shall serve out their unexpired terms.

The Board of Administration may establish such rules and regulations as it may deem proper; shall elect one of its members president and appoint a secretary and may appoint such other employees as may be necessary. Such appointments, except the actuary, shall be made under the provisions of Article VIII of this Charter.

The Board of Administration shall be the sole authority and judge under such general ordinances as may be adopted by the Council as to the conditions under which persons may be admitted to benefits of any sort under the retirement system; and shall have exclusive control of the administration and investment of such fund or funds as may be established; provided, however, that such board shall not be permitted to invest in any bonds or securities which are not authorized by General Law for savings banks; and, provided, further, the board may place such funds in the hands of the Funds Commission for investment. Provided, however, that the Auditor and Comptroller shall refuse to allow any warrant drawn for payment of a retirement allowance if, in the opinion of the Auditor and Comptroller such retirement allowance has been granted in contravention of this Article or any ordinances passed under the authority granted herein."

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

<p>PROPOSITION NO. 3. Amend Section 144 of Article IX of the Charter of The City of San Diego.</p> <p>This amendment authorizes an increase in the number of members of the Board of Administration of the City Retirement System from seven to nine by making the City Manager a member thereof and authorizing the Council to appoint another from the Citizens of the City. The amendment further authorizes the Board of Administration to invest funds of the City Retirement System in any bonds or securities which are authorized by law for investment for savings banks.</p>	YES	
	NO	

PROPOSITION NO. 4.

Amend Section 153 of Article X of the Charter of The City of San Diego, to read as follows:

"Section 153. **INVESTMENT OF FUNDS.** The Board of Trustees is hereby authorized to invest any moneys in the Police and Fire Retirement System Fund, in approved United States Government, State of California, municipal or county bonds, or such bonds and securities as are authorized by General Law for investment for savings banks and are recommended by the Funds Commission of The City of San Diego; provided, however, that sufficient money shall always be kept in such fund to meet the pension payments provided for in this Article."

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

<p>PROPOSITION NO. 4. Amend Section 153 of Article X of the Charter of The City of San Diego.</p> <p>This amendment permits the Board of Trustees of the Police and Fire Retirement System to invest moneys of the Police and Fire Retirement System Fund in United States Government, State of California, municipal or county bonds, or such bonds and securities as are authorized by law for investment for savings banks and are recommended by the Funds Commission of the City.</p>	YES	
	NO	

PROPOSITION NO. 5.

Amend Section 163 of Article X of the Charter of The City of San Diego, to read as follows:

"Section 163. **PAYMENTS FOR DISABILITY.** Whenever any member entitled to the benefits of this system shall become physically or mentally disabled by reason of bodily injuries received in or by reason of sickness caused by the discharge of duty or as a result thereof to such an extent as to render necessary his retirement from active service, said Board of Trustees, upon determining such necessity for retirement, shall retire such member or employee and cause to be paid to him a pension equal to one-half of the salary attached to the rank held by him for one year or more previous to the time the disability was incurred; and said pension shall increase and decrease in proportion to the salary attached to said rank; provided that such pension shall at no time exceed the sum of two hundred dollars (\$200.00); and, provided further, that the Council of said City may provide by Ordinance that for a time not to exceed one year of such disability, such member shall be entitled to receive in lieu of the

benefits herein provided his full salary, payable to him out of the salary funds of the City, minus, however, such Workmen's Compensation Benefits as said member shall have received for such period of time as he is paid his salary. If such disability shall cease he shall, upon the recommendation of the Chief of the Department, be restored to such active duty as he is able to perform, with the rank or rating and salary he held at the time of his retirement, and such pension shall terminate. In the event of the death of such pensioner, the pension shall be paid to his dependents in accordance with the provisions of Section 162. Any pension or relief payment provided for herein shall cease immediately upon the death of the person receiving the same. Any payment made hereunder to dependents of a member shall cease upon the death or marriage of such dependents or upon the attainment of the age of eighteen years by such dependent other than the widow or father or mother."

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

<p>PROPOSITION NO. 5. Amend Section 163 of Article X of the Charter of The City of San Diego.</p> <p>This amendment authorizes the Council to provide that any member of the Police and Fire Retirement System who is hurt and injured in the line of duty shall receive as compensation for such injury his full salary, payable out of the salary fund of the City, for a period of time up to but not exceeding one year, minus, however, any Workmen's Compensation benefits received by such employee.</p>	YES	
	NO	

PROPOSITION NO. 6.

Amend Section 194 of Article XII of the Charter of The City of San Diego, to read as follows:

"Section 194. TIME AND ONE-HALF PAY, Except for employees of the City who are paid twice monthly on the yearly salary basis, not less than one and one-half times the said prevailing or current rate of per diem wages shall be paid for extra work performed by laborers, workmen or mechanics employed by or on behalf of the City upon any public work on Sundays and such legal holidays as shall be designated by the Council of said City by ordinance and for work performed in excess of eight hours

in one calendar day in such cases in which such overtime work is permitted by law."

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

<p>PROPOSITION NO. 6. Amend Section 194 of Article XII of the Charter of The City of San Diego.</p> <p>This amendment authorizes the payment to laborers, workmen and mechanics, other than regular employees of the City receiving a yearly salary, of one and one-half times the prevailing wage rate for extra work performed on public work of the City on Sundays and such legal holidays as shall be designated by the Council by ordinance.</p>	YES	
	NO	

**COMPILATION OF VOTES AT ON SIX CHARTER AMENDMENTS,
SEWER BOND ISSUE OF \$750,000. AND CANDIDATES AT THE
MUNICIPAL PRIMARY ELECTION HELD MARCH 13, 1951**

COUNCIL DISTRICT	PROPOSITION NO. 1 AMEND SEC. 70 OF THE CHARTER		PROPOSITION NO. 2 AMEND SEC. 141 OF THE CHARTER		PROPOSITION NO. 3 AMEND SEC. 144 OF THE CHARTER		PROPOSITION NO. 4 AMEND SEC. 153 OF THE CHARTER		PROPOSITION NO. 5 AMEND SEC. 163 OF THE CHARTER		PROPOSITION NO. 6 AMEND SEC. 194 OF THE CHARTER	
	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO	YES	NO
1	5984	4375	7331	2888	6200	3795	7942	2098	7970	2256	6397	3658
2	5044	3776	6275	2865	5504	3431	7006	1976	6862	2205	5478	3491
3	5716	4103	7240	3795	5922	4805	7870	2913	7948	3042	6392	4383
4	6084	5403	7552	3655	6126	4783	8247	2830	8254	2942	6655	4329
5	5677	5209	6929	2625	5104	4016	6583	2574	7108	2221	6235	2943
6	5094	3514	6257	2327	5027	3291	6446	2004	6660	1911	5608	2934
ABSENTEE VOTE	177	106	211	74	174	96	231	45	227	60	168	101
TOTAL VOTES	33776	26486	41845	18299	34057	24217	44325	14442	45029	14637	36933	21739

DISTRICT	TOTAL VOTE	PERCENTAGE	TOTAL VOTE	PERCENTAGE	TOTAL VOTE	PERCENTAGE	TOTAL VOTE	PERCENTAGE	TOTAL VOTE	PERCENTAGE	TOTAL VOTE	PERCENTAGE
1	10359	44.25	10269	43.87	9995	42.70	10040	42.89	10226	43.68	10055	42.95
2	8820	42.23	9140	43.76	8935	42.78	8984	43.01	9067	43.41	8969	42.94
3	9819	42.91	11035	48.22	10727	46.87	10783	47.12	10990	48.02	10775	47.08
4	11487	48.91	11207	47.76	10909	46.49	11077	47.20	11196	47.71	10984	46.81
5	10886	49.35	9554	43.31	9120	41.34	9157	41.51	9329	42.29	9178	41.60
6	8608	40.72	8654	40.93	8318	39.34	8450	39.97	8571	40.54	8442	39.93
ABSENTEES	283		285		270		276		287		269	
TOTAL VOTES	60262	45.02	60144	44.93	59274	43.54	58767	43.90	59666	44.58	58672	43.83

DISTRICT	SEWER BONDS \$750,000.		TOTAL PERCENTAGE VOTE		DISTRICT NO. 2		DISTRICT NO. 5		DISTRICT NO. 6	
	YES	NO	TOTAL VOTE	%	TOTAL VOTE	%	TOTAL VOTE	%	TOTAL VOTE	%
1	7962	2740	10702	45.72	WINCOTE	10385	49.72	DAIL	11488	52.07
2	7078	2409	9487	45.42	MERGEN	6558	63.14	BARRON	5325	46.35
3	8042	3677	11719	51.21		2555	24.60	BOTTS	916	
4	8214	3641	11855	50.52				KENNERLY	2136	18.59
5	6576	3164	9740	44.15				MUNSON	624	
6	6971	2050	9021	42.67				PAULSEN	324	
ABSENTEES	209	76	285					TAYLOR	348	
TOTAL VOTES	45052	17757	62809	46.92						

TOTAL REGISTRATION FOR ELECTION	133851	REGISTRATION BY DISTRICTS
TOTAL VOTE CAST AT ELECTION	69431	1 23410
PERCENTAGE OF VOTE CAST	51.87	2 20887
		3 22885
		4 23467
		5 22060
		6 21142

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3-13-51
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FOR MAYOR		(Vote for One)
JOHN D. BUTLER	*	
GERALD C. CRARY	*	
LILLIAN A. JOHNSON	*	
HUGH V. KNOX	*	
EDWIN F. MURPHY	*	
FRED A. RHODES	*	
CLIFTON L. VOORHIES	*	
FOR COUNCILMAN DISTRICT NO. 5		124 PRECINCTS TOTAL VOTE 11,488
		(Vote for One)
CHARLES C. DAIL (Incumbent)	*	5325
SYLURA BARRON	*	916
ERNEST J. BOTTS	*	1115
WILLIE W. KENNERLY	*	2136
EDWIN R. MUNSON	*	624
JENS P. PAULSEN	*	324
NOAH E. TAYLOR	*	348



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3-13-51

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FOR MAYOR		(Vote for One)
JOHN D. BUTLER	*	
GERALD C. CRARY	*	
LILLIAN A. JOHNSON	*	
HUGH V. KNOX	*	
EDWIN F. MURPHY	*	
FRED A. RHODES	*	
CLIFTON L. VOORHIES	*	
FOR COUNCILMAN DISTRICT NO. 2		(103 PRECINCTS) TOTAL VOTE 10,385 (Vote for One)
CHARLES B. WINCOTE (Incumbent)	*	6558
J. FRANCIS MERGEN	*	2555

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Before it adjourns the precinct board shall post conspicuously by all the members of the board. (Section 153, City Electi

3-13-51

691 Precinct

FOR MAYOR (Vote for One)		FOR CITY ATTORNEY (Vote for One)	
JOHN D. BUTLER *	17,728	JEAN F. DU PAUL (Incumbent)	54,096
GERALD C. CRARY *	22,959	FOR JUDGE OF THE MUNICIPAL COURT DEPARTMENT NO. 3 (Vote for One)	
LILLIAN A. JOHNSON *	7,619	PHILIP SMITH (Incumbent)	52,722
HUGH V. KNOX *	2,045	FOR JUDGE OF THE MUNICIPAL COURT DEPARTMENT NO. 5 (Vote for One)	
EDWIN F. MURPHY *	877	JOHN J. BRENNAN (Incumbent) *	43,672
FRED A. RHODES *	15,918	WILMER BREEDEN *	18,346
CLIFTON L. VOORHIES *	1,371	FOR JUDGE OF THE MUNICIPAL COURT DEPARTMENT NO. 6 (Vote for One)	
FOR COUNCILMAN DISTRICT NO. 6 TOTAL VOTE 19,179 (Vote for One)		RONALD ABERNETHY (Incumbent)	50,199
VINCENT T. GODFREY (Incumbent)	7,340	FOR MEMBERS OF THE BOARD OF EDUCATION (Vote for Two)	
<p>TOTAL VOTE CAST IN CITY 69,431</p> <p>TOTAL VOTE CAST IN SCHOOL DISTRICT 69,694</p> <p>51.87% CAST IN CITY</p> <p>51.70% IN SCHOOL DIST</p>		HARVEY L. LEWIS JR. (Incumbent) *	42,308
		JOHN H. MURPHY *	14,693
		EDWARD RADCLIFF *	22,311
		KENNETH R. REARWIN *	15,354
		RUSSELL S. STOWELL *	12,813

00409

Inspector

ing Place and send one copy to the City Clerk's Office

OF VOTES

Municipal Primary Election, March 13, 1951

ously on the outside of the polling place a copy of the result of the
(on Code.)

3-13-51
0-4670
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<p>PROPOSITION NO. 1. Amend Section 70 of Article VII of the Charter of The City of San Diego. This amendment authorizes the Council, upon recommendation of the Manager or other department head, to revise salaries of City officers and employees during any fiscal year if the Council determines that due to a significant change of living costs the economic needs of officers and employees are such as will fail to protect or will jeopardize the best interests of the City.</p> <p style="text-align: right;">60,262</p>	<p>YES</p> <p>56.04%</p>	<p>33,177</p>
	<p>NO</p> <p>43.96%</p>	<p>26,486</p>
<p>PROPOSITION NO. 2. Amend Section 141 of Article IX of the Charter of The City of San Diego. This amendment permits the Council by ordinance to retire with benefits such City employees who are hurt or disabled in the line of duty and in the event of death of such employees because of such injuries, to provide death benefits for dependents of such employees. It further makes compulsory retirement of City employees at the age of 65 years, but permits the Manager or department head, if it is in the interest of the City, to continue such employees in service from year to year up to but not beyond the age of 72 years.</p> <p style="text-align: right;">60,144</p>	<p>YES</p> <p>69.57%</p>	<p>41,845</p>
	<p>NO</p> <p>30.43%</p>	<p>18,299</p>
<p>PROPOSITION NO. 3. Amend Section 144 of Article IX of the Charter of The City of San Diego. This amendment authorizes an increase in the number of members of the Board of Administration of the City Retirement System from seven to nine by making the City Manager a member thereof and authorizing the Council to appoint another from the Citizens of the City. The amendment further authorizes the Board of Administration to invest funds of the City Retirement System in any bonds or securities which are authorized by law for investment for savings banks.</p> <p style="text-align: right;">58,274</p>	<p>YES</p> <p>58.44%</p>	<p>34,057</p>
	<p>NO</p> <p>41.56%</p>	<p>24,217</p>

00410

AL BALLOTS VOTED.....

in envelope

CAST

Councilmanic
District No. 6

votes cast. The copy shall be signed

3-13-51

<p>PROPOSITION NO. 4. Amend Section 153 of Article X of the Charter of The City of San Diego. This amendment permits the Board of Trustees of the Police and Fire Retirement System to invest moneys of the Police and Fire Retirement System Fund in United States Government, State of California, municipal or county bonds, or such bonds and securities as are authorized by law for investment for savings banks and are recommended by the Funds Commission of the City.</p>	<p>YES 75.42%</p>	<p>44 325</p>
<p>PROPOSITION NO. 5. Amend Section 163 of Article X of the Charter of The City of San Diego. This amendment authorizes the Council to provide that any member of the Police and Fire Retirement System who is hurt and injured in the line of duty shall receive as compensation for such injury his full salary, payable out of the salary fund of the City, for a period of time up to but not exceeding one year; minus, however, any Workmen's Compensation benefits received by such employee.</p>	<p>YES 75.47%</p>	<p>45 029</p>
<p>PROPOSITION NO. 6. Amend Section 194 of Article XII of the Charter of The City of San Diego. This amendment authorizes the payment to laborers, workmen and mechanics, other than regular employees of the City receiving a yearly salary, of one and one-half times the prevailing wage rate for extra work performed on public work of the City on Sundays and such legal holidays as shall be designated by the Council by ordinance.</p>	<p>YES 62.95%</p>	<p>36 933</p>
<p>SEWER BOND PROPOSITION Shall The City of San Diego incur a bonded indebtedness in the principal sum of \$750,000.00 for the acquisition and construction by said City of a certain municipal improvement, to wit: the acquisition and construction of improvements and additions to the sewer system of The City of San Diego, including the acquisition and construction of trunk line sewers, and also including the acquisition of all lands, rights of way, equipment, pipe and material necessary or convenient therefor?</p>	<p>YES 71.73%</p>	<p>45 052</p>
<p>62,809</p>	<p>NO 28.27%</p>	<p>17 757</p>

58,767 24.58%

59,664 24.53%

58,672 37.05%

62,809

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required