the Assistant shall perform all the duties of this special department.

SEC. 163. The Board of Trustees shall cause to be made, provided the same does not exist at the time this Charter takes effect, a complete and comprehensive map or chart of the city water-pipe system, showing the location of every main, lateral, and size of such main or lateral pipe, fire hydrant, house tap, air valve, blow-off, and other important features. Said map or chart shall be kept up, and made to show all the extensions, additions or alterations made from time to time in the system. Said map or chart shall be carefully preserved, and be kept in the office of the Superintendent of Streets.

SEC. 164. The Board of Trustees shall furnish a horse and wagon for the use of the City Tapper, and provide for keeping the same.

SEC. 165. The Chief Engineer of the Water Works and the First and Second Assistant Engineers shall be thorough engineers, with a practical knowledge of condensing engines and hydraulics.

SEC. 166. The Chief Engineer shall devote his entire time to the duties of the Water Works Department, and shall not engage in any other occupation or business requiring his personal attention, nor absent himself from the city without first obtaining permission from the Mayor, in writing, which permit must be filed with the City Clerk. He shall have charge of all the engines, boilers, pumps and steam-pipes of the city, and shall be responsible for their good and serviceable condition, and the maintenance of a supply of water in the city. He shall prescribe the duties of the Assistant Engineers, Firemen, and all other employes in his department, and shall be responsible for the faithful performance of the respective duties assigned to them. The Chief Engineer shall report, in writing, to the Mayor any carelessness, disobedience, inefficiency, or inebriety on the part of any employe in the department, and may suspend any employe guilty of such misconduct or inefficiency, and shall immediately report, in writing, to the Mayor, any such suspension, together with the facts in connection therewith; and the Mayor will at once submit the same to the Board of Trustees for their action. The Chief Engineer shall keep a correct record of the service performed by the pumping machinery, the amount of fuel consumed, cost of supplies, repairs and improvements, and report the same, in writing, on or before the eighth day of each month, to the Board of Trustees, and may add such suggestions and recommendations as may to him seem proper. The Chief Engineer shall examine all claims against his department, and said claims shall be certified to by him before being presented to the Board of Trustees for approval; and he shall make up the monthly pay-roll of his department, certify to the same and present it to the City Auditor, who shall verify the same before passing it to said board for approval.

SEC. 167. The Assistant Engineers shall perform such duties as may be required of them by the Chief Engineer; and they shall be responsible to him for the acts of any employe that may be under their supervision, and shall report to the Chief any misconduct on the part of such employe. In the absence or inability of the Chief Engineer the First Assistant Engineer shall, under the direction of the Mayor, assume the duties of the Chief.

CITY WATER ASSESSOR.

SEC. 168. The Mayor, by and with the consent of the Board of Trustees, shall each year appoint a City Water Assessor, who shall be a resident and elector of the city for at least two years next preceding his appointment. Said City Water Assessor shall, within ten days after his appointment, qualify and enter upon the discharge of the duties of his office. It shall be his duty to diligently and accurately ascertain the respective sums properly collectible for the use of city water from the several water takers, according to the rates established by the ordinance for that purpose then in force, and report the same to the City Collector, who shall accept such report as the minimum sums to be collected, and make collections of water rates accordingly, and shall not have power to make reductions from the sums so reported, but may collect a greater sum whenever he shall discover that any sum so fixed is less than is properly collectible. Nor shall any reduction be made in any of the amounts to be collected as reported by the City Water Assessor, unless by order of the Board of Trustees. If the sum to be collected from any water taker has not been reported by the City Water Assesor, the City Collector shall collect in such case the proper amount for water rates in accordance with the ordinance, the same as if it had been reported by the City Water Assessor.

ARTICLE XII.

Health Department.

SEC. 169. There shall be a Health Department under the management of a Board of Health. Said board shall consist of five members, who shall be appointed by the Mayor, by and with the consent of the Board of Trustees. The President of the Board of Trustees shall be ex officio the President of the Board of Health, but without the right to vote, except in case of a tie, when he shall have the right to vote. Each member shall be a duly licensed physician in accordance with the laws of the State and a qualified elector of the city for not less than two years. Those first appointed shall so classify themselves by lot that one shall go out of office at the end of one year, one at the end of two years, one at the end of three years, and two at the end of four years. They shall receive no compensation for their services, and their term of office shall be four years.

SEC. 170. Regular meetings of the Board of Health shall be held once a month, and special meetings when called by the President or any three members, and all meetings shall be public. Three members shall constitute a quorum for the transaction of any business.

SEC. 171. Said Board of Health shall have supervision of all matters appertaining to the sanitary condition of the city and public institutions thereof, and full powers are hereby given to said board over all questions of foul or defective drainage, and of the disinfection and sanitary cleaning of streets, alleys, cellars, cesspools, sewers or nuisances of any description, and of low places within the city limits calculated to receive and retain unhealthy deposits.

SEC. 172. The Board of Health shall exercise a general supervision over and be the custodian of all the death and cemetery records now belonging to the city, and they shall cause to be kept in books, prepared for the purpose, complete records of all deaths, interments in all the city cemeteries, and births occurring in said city. They shall adopt such forms and regulations for the use of physicians, undertakers and Superintendents of Cemeteries as in their judgment may be best calculated to secure reliable, vital and mortality statistics in said city, and prevent the spread of contagious and infectious diseases. They shall have power to prevent or forbid communication with infected families or houses, and by the consent of the Mayor may establish a pesthouse and provide the necessary attendants and supplies therefor.

SEC. 173. The Board of Trustees of the City of Sacramento shall, by ordinance or otherwise, provide for enforcing such orders and regulations as the Board of Health may from time to time adopt, and all expenses necessarily incurred by the Board of Health in carrying out the provisions of law and of this Charter shall be provided for by the Board of Trustees, who are hereby authorized and directed to make an appropriation therefor out of the General Fund.

SEC. 174. The Board of Health, within two weeks from the time of its organization, shall elect a City Physician, who shall also act as Health Officer and Secretary of the Board of Health. Said City Physician shall not be a member of the Board of Health, and shall be an elector of the city, not less than thirty years of age, a licensed physician of not less than two years, and actually engaged in the practice of his profession therein. He shall hold his office during the pleasure of the Board of Health, and must see that the laws and ordinances of the city in relation to the public health, and the regulations and orders of the Board of Health, are properly enforced. He shall keep a full record of all the transactions of the Board of Health, as well as all records appertaining thereto; and by himself or his deputy issue all permits for burials or removals in any of the cemeteries belonging to the city, and no interments shall be made therein unless said Health Officer is satisfied of the correctness and reliability of the certificate of death presented for his inspection. He shall have the powers of a police officer, and shall make an extended annual report to the Board of Health of the affairs pertaining to his office, including mortuary and other statistics, with such observations and recommendations in relation to the sanitary condition of the city as he may deem proper.

SEC. 175. The City Physician shall attend, when called upon, the indigent sick or wounded in the city, and shall have charge of any receiving hospital or dispensary established for the benefit of the sick poor, and, when deemed necessary by the Board of Health, he may employ a nurse to assist him in the care of the indigent sick or wounded.

SEC. 176. The City Physician, as Health Officer, shall visit once in each quarter all public buildings and schoolhouses in said city. During such visits he shall examine the manner in which they are lighted, ventilated and heated, and particularly as to their sanitary condition.

SEC. 177. The City Physician, as Health Officer, shall promptly report in writing to the City Superintendent of Common Schools the name and residence of every person sick with cholera, small-pox, scarlatina, diphtheria, or any contagious disease. Said City Superintendent, when so notified, must refuse admittance to the common schools of any member of a household, one or more of whose inmates are sick from any of the aforesaid diseases. The person excluded shall be admitted upon presenting a certificate from his or her attending physician, or from the Health Officer, that there is no longer any danger from contagion.

SEC. 178. When a case of contagious disease is reported to the Health Officer, he may visit the premises where the person is, and when satisfied that said disease exists, he shall place a yellow flag or conspicuous notice on said premises, which shall remain during the continuance of the disease on said premises.

SEC. 179. The Health Officer may cause to be removed to a small-pox hospital any person in said city affected with small-pox. When a case of small-pox exists in any house and the person so effected is not moved to said hospital or pest house, the Health Officer shall immediately place a quarantine flag on said premises, and may place a competent person in charge thereof, who shall see that a quarantine is strictly enforced so long as public safety requires.

SEC. 180. The Health Officer shall vaccinate, free of charge, all persons applying to him.

SEC. 181. The Board of Health, within two weeks from the time of its organization, shall elect a Sanitary and Building Inspector, who must be a resident of the city for at least two years, and an elector therein, a man of fair education, and not under twenty-five years of age. Said Inspector shall be clothed with the powers of a police officer, receive his orders from the Health Officer, and hold his office during the pleasure of the Board of Health. His duty shall be to inspect and examine all nuisances, privies, vaults, cesspools, buildings, and low places within the city limits, with a view to the enforcement of all the laws and regulations relating to sanitary matters, and to cause the arrest of and vigorously prosecute all persons violating any of said laws and regulations. It shall also be his duty to see that all buildings, balconies, porches, awnings, signs, and all fixtures appertaining to buildings are constructed in a safe and substantial manner and according to the requirements of law and city ordinances, and it shall also be his duty to cause the arrest of, and prosecute all persons failing or refusing to comply with the law or ordinances in relation thereto. He shall report to the Health Officer each day his official acts.

SEC. 182. The Board of Health, within two weeks from the time of its organization, shall elect an Inspector of Plumbing and Drainage, who must be a skilled and practical plumber, an elector of the city, a resident therein for not less than two years, and not under twenty-five years of age. He shall hold his office during the pleasure of the Board of Health. The Board of Health may require him, before his election, to pass a satisfactory examination as to his qualifications.

SEC. 183. The duties of the Inspector of Plumbing and Drainage shall be:

First—He shall number and file all plans and specifications accepted, and record the names of the owner and architect and the location.

Second—He shall examine all plans and accompanying specifications, and, if in accordance with the rules of the Board of Health, he shall issue a permit for the work to go on. Any plan or specification that, in his judgment, does not conform to the rules shall be by him presented to the Health Officer, and if not then approved it shall be returned to the parties presenting it, with a written notice explaining the corrections necessary in order to comply with the rules.

Third—He shall examine all plumbing work before the same is covered up or inclosed, and if found to be done in accordance with the rules and the plans and specifications filed, he shall issue a certificate to that effect; and upon the completion of any plumbing work he shall examine the same, and if found to conform to the rules of the Board of Health and the plans and specifications filed, he shall issue a final certificate.

Fourth—He shall make a monthly report to the Board of Health of the number of plans and specifications received, the number approved and rejected, the number of first and final examinations made, where and by whom the rules have been violated, and such other matters as may be required by the Board of Health.

Fifth—He shall immediately, upon knowledge of any infraction of the rules and regulations, report the same to the Health Officer.

SEC. 184. The Board of Health, with the consent of the Board of Trustees, may establish and maintain a City Dispensary and Receiving Hospital, with all proper appliances and appurtenances for the relief of the indigent sick of the City of Sacramento. The Board of Health may also provide for necessary attendants for such poor applicants, who are sick or wounded, and who cannot immediately be removed to the County Hospital without endangering their lives. Said Dispensary shall be the office of the City Physician and the Board of Health.

SEC. 185. Every member of the Board of Health and the Health Officer may administer oaths on matters connected with the Health Department.

ARTICLE XIII.

City Free Library.

SEC. 186. The City Free Library, heretofore presented to the city by the citizens thereof, shall be under the control and management of five directors, who shall be known as the Board of Free Library Directors. They shall be appointed by the Mayor, by and with the advice and consent of the Board of Trustees, and shall receive no compensation.

SEC. 187. The terms of office of said directors shall be for four years. The directors first appointed shall so classify themselves by lot so that one shall go out of office in one year, one in two years, one in three years, and two in four years.

SEC. 188. Said directors shall immediately after appointment meet and organize by the election of a President from among their number, who shall hold such office for one year.

SEC. 189. The Board of Directors shall have power to maintain a free library and reading-room; to make and enforce all such by-laws, rules and regulations as may be necessary for the administration, government and protection of such library, reading-room and property; to appoint a Librarian and Assistant Librarian, and such other employes as may be necessary, and for good cause to remove them; to control and order the expenditure of all moneys at any time in the library fund, and order the drawing and payment of all moneys out of said fund for such expenditures or liabilities as are herein authorized. They shall have power to purchase such books, periodicals, newspapers, magazines, maps, charts and engravings as to them may seem proper, for the use of the library and reading-room, and shall have power to sell or exchange any duplicate copy of any book, paper, magazine, map, chart or engraving that they may have on hand. They may fix the compensation of any employe of the Board of Directors other than the Librarian and Assistant Librarian.

SEC. 190. The Board of Free Library Directors shall annually, on or before the first Monday of August, make and report to the Board of Trustees a statement in detail of the receipts and expenditures for library purposes during the year then last past, and shall, at the same time, make and furnish a detailed statement of the probable amount of money that will be required during the current year, and the purposes for which it is required. The Board of Trustees shall not be bound by such estimate, but shall, at the time of levying other city taxes, levy a direct special tax, which, after making proper allowances for delinquencies, will produce a sum which, in the judgment of the Board of Trustees, shall be sufficient for library purposes. No indebtedness exceeding the amount of the annual levy for this purpose shall be incurred in any one year.

SEC. 191. The library and reading-room shall be forever free to the use of the residents of this city and persons sojourning therein, always subject to such reasonable rules and regulations as the Board of Directors may adopt; and they may exclude from the use of said library and reading-room any and all persons who shall willfully violate such rules; and may extend the privileges and use of such library and reading-room to persons residing outside the city upon such terms and conditions as they may from time to time prescribe.

SEC. 192. The City Auditor and City Treasurer shall keep a City Free Library Fund, into which shall be paid all moneys appropriated to it or received by the Board of Free Library Directors from donations, or other sources, and neither the Board of Trustees nor City Auditor shall allow any claim paid out of the Free Library Fund until such claim shall have been audited and allowed by the Board of Free Library Directors; provided that all sums of money received for fines imposed by the Board of Directors for violations of its rules, may be retained by and disbursed upon the order of said board.

ARTICLE XIV.

E. B. Crocker Art Gallery.

SEC. 193. The Art Gallery, now held by this city, shall always be known as the "E. B. Crocker Art Gallery." It shall be held, maintained and conducted by the City of Sacramento according to the provisions of the deed presenting said Art Gallery to the city, executed by Margaret E. Crocker, dated May 2, 1885, and recorded in Book 115, page 298, of deeds, in the Recorder's Office of the County of Sacramento, State of California.

ARTICLE XV.

City Cemeteries.

SEC. 194. There shall be a Superintendent of Cemeteries, who shall be appointed by the Mayor, by and with the consent of the Board of Trustees. He shall be a resident elector of the city for not less than two years next before his appointment. His term of office shall be two years. He shall give his entire time and attention to the discharge of the duties of his office. He shall not be interested in the care of any private lot or lots, or in any contract respecting any lot or lots, or improvements thereon, in said cemeteries.

SEC. 195. The Superintendent of Cemeteries shall have the management, care and control, subject to the general supervision of the Mayor, of all cemeteries owned or controlled by the city, and he shall keep such records, make such reports and perform such other duties in relation to the cemeteries, and in relation to interments and exhumations as may be required of him by law, by this Charter, by any ordinance or regulation of the Board of Trustees or by the rules or regulations of the Board of Health.

SEC. 196. The Superintendent of Cemeteries of the city must report in writing to the Health Officer on each Monday the names of all persons who have been buried, removed or exhumed within the respective cemeteries for the preceding week, and no Superintendent shall allow a burial or removal of a body without first having procured a permit therefor from the Health Officer.

SEC. 197. The Mayor shall appoint such employes as the Board of Trustees may deem necessary for the proper care of the cemeteries belonging to the city, and all employes so appointed shall be under the control and direction of the Superintendent, and he shall have power to suspend or discharge any such employes, subject to the approval of the Mayor.

ARTICLE XVI.

Elections.

SEC. 198. Elections to be held in said city for the purpose of electing officers thereof, and for all other purposes, shall be of two kinds:

First—General municipal elections.

Second—Special municipal elections.

SEC. 199. General municipal elections shall be held in the city, on the first Tuesday after the first Monday in November of each odd numbered year, and shall be for the purpose of electing all officers made elective by the terms of this Charter, and for other purposes in this Charter provided. The first election under this Charter shall be held on the first Tuesday after the first Monday in November, 1893.

SEC. 200. Special municipal elections for all purposes shall be held on such days as shall be fixed by the Board of Trustees therefor.

SEC. 201. All general and special municipal elections shall, in all respects as nearly as may be, be held and conducted in accordance with the provisions of the laws of the State for the holding of general elections in effect at the time, and the Board of Trustees shall make all the necessary arrangements for holding said elections in accordance therewith; and the canvass and the declaring of the result of all elections by the Board of Trustees shall be in accordance with the provisions of said State laws.

SEC. 202. The qualification of an elector at any election held in the city in pursuance of this Charter shall be the same as those prescribed by the laws of this State for electors at any general election in force at the time of such election.

SEC. 203. It shall be the duty of the Board of Supervisors of the County of Sacramento, when Great Registers are being printed, to provide for the printing of a sufficient number of such registers, in addition to the number required otherwise by law, to be printed for the general and special municipal elections to be held or likely to be held in the City of Sacramento, and it shall be the duty of the County Clerk of said county to furnish such registers in sufficient number when so required by the Board of Trustees of the city. The County Clerk, when so required, for the purposes of a general or special municipal election, shall furnish to the Board of Trustees of the city a supplemental list of all voters who have registered since the time of the last printed Great Register.

ARTICLE XVII.

Official Bonds.

SEC. 204. Every officer of the city, the amount of whose bond is named in this section, and every other officer required to do so by the Board of Trustees, shall, before entering upon the duties of his office, and within twenty days after the mailing or delivery to him of his certificate of election or appointment, file his official bond, which bond shall be made payable to the City of Sacramento, be signed by at least two sufficient sureties, and be conditioned for the faithful performance of the duties of the office.

All official bonds, except those of members of the Board of Trustees, shall be approved or rejected by the Board of Trustees, by an order entered on the minutes, and by the indorsement of the word "approved," or the word "rejected," on the bond, with the date of the approval or rejection, signed by the President. The official bonds of members of the Board of Trustees shall be approved by the Mayor. The City Auditor shall be the legal custodian of all official bonds, except his own, which shall be deposited with the City Treasurer, and shall be responsible on his official bond for the safe-keeping of all such bonds intrusted to his charge.

The Board of Trustees may, at any time, require an additional amount or new sureties upon any official bond which it may determine insufficient, and must require an additional bond or new sureties whenever a surety thereon shall die, or become insolvent, or cease to be a resident of the State. If such additional bond or additional security be not given the Board of Trustees must declare the office vacant; and as soon as such declaration is made the office becomes vacant. No official bonds shall be approved unless the sureties thereon shall justify in the manner provided for in the Political Code for the justification of the sureties on official bonds of county officers; and all persons offered as sureties on official bonds may be personally examined on oath as to their qualification by the officers whose duty it is to approve the bond. No officer or employe of the city shall be surety upon the official bond of any other officer or employe of the city.

The amounts in which the respective officers shall execute official bonds shall be as follows: Members of the Board of Trustees, five thousand dollars each; Mayor, twenty-five thousand dollars; City Clerk, ten thousand dollars; City Auditor, fifteen thousand dollars; City Assessor, twenty-five thousand dollars; City Collector, one hundred thousand dollars; City Treasurer, one hundred and twenty-five thousand dollars; City Attorney, five thousand dollars; City Superintendent of Common Schools, five thousand dollars; Clerk of Police Court, five thousand dollars; Chief of Police, ten thousand dollars; Captain of Police, five thousand dollars; Sergeants of Police and policeman, five hundred dollars each; Superintendent of Streets, ten thousand dollars; Engineer of Fire Department, five thousand dollars; Assistant Engineer of Fire Department, two thousand five hundred dollars; Chief Engineer of Water Works, five thousand dollars; City Tapper, five thousand dollars; Water Assessor, five thousand dollars; City Physician, five thousand dollars; Superintendent of Cemeteries, two thousand dollars; Sanitary and Building Inspector, two thousand dollars; Inspector of Plumbing and Drainage, two thousand dollars; City Surveyor, five thousand dollars.

The official bond of any officer or employe of the city other than those named in this section, shall be in such amount as the Board of Trustees shall fix.

ARTICLE XVIII.

Salaries of Officers.

SEC. 205. Each member of the Board of Trustees shall receive a salary of two hundred and fifty dollars a year, but there shall be deducted therefrom the sum of five dollars for each and every regular meeting of the board which he shall fail to attend. The compensation of other officers and employes of the city shall be per annum as follows: Mayor, three thousand dollars; City Auditor and Assessor, twenty-four hundred dollars; City Collector, twenty-seven hundred dollars; City Treasurer, fifteen hundred dollars; City Attorney, eighteen hundred dollars; City Superintendent of Common Schools, twenty-seven hundred dollars; City Physician, two thousand dollars; Superintendent of Streets, fifteen hundred dollars; Clerk of Police Court, twelve hundred dollars; Deputy City Auditor and Assessor, twelve hundred dollars; Deputy City Collector, fifteen hundred dollars; Clerks of City Collector, each, one thousand dollars; Mayor's Clerk, nine hundred dollars; Clerk of City Superintendent of Common Schools, seven hundred and twenty dollars; Sanitary and Building Inspector, twelve hundred dollars; Inspector of Plumbing and Drainage, twelve hundred dollars; City Librarian, twelve hundred dollars; Assistant City Librarian, nine hundred dollars; Chief of Police, twenty-one hundred dollars; Captain of Police, fifteen hundred dollars; Sergeants of Police, each, twelve hundred dollars; other members of permanent Police Force, each, ten hundred and eighty dollars; Chief Engineer of Fire Department, eighteen hundred dollars; Assistant Chief Engineer of Fire Department, twelve hundred dollars; Engineers of Fire Department, each, twelve hundred dollars; Drivers, Fire Department, each, nine hundred dollars; Foremen of Fire Companies, each, three hundred and sixty dollars; Assistant Foremen of Fire Companies, each, three hundred dollars; Hosemen, each, two hundred and forty dollars; Hook-and-Ladder men, each, two hundred and forty dollars; Tillermen, each, nine hundred dollars; Superintendent of Fire Alarm System, twelve hundred dollars; Superintendent of Cemeteries, twelve hundred dollars; Chief Engineer of Water-works, eighteen hundred dollars; First Assistant Engineer of Waterworks, fourteen hundred and forty dollars; Second Assistant Engineer of Water-works, thirteen hundred and twenty dollars; Firemen of Water-works, each, nine hundred dollars; City Tapper, twelve hundred dollars; Assistant City Tapper, nine hundred dollars; City Water Assessor, nine hundred dollars.

All such salaries shall be payable in equal monthly installments.

The City Surveyor shall receive such fees for his services as may be allowed by the Board of Trustees.

SEC. 206. The salaries of all other officers and compensation of all employes other than those named in the next preceding section shall, except where otherwise expressly provided in this Charter, be fixed by the Board of Trustees.

SEC. 207. The Board of Trustees may, at any time by ordinance for that purpose, increase or decrease the compensation of officers and employes as herein fixed, except of members of the Board of Trustees, and of the City Superintendent of Common Schools; provided, no such change in the amount of compensation of any office held for a definite term shall take effect during the term of the then incumbent of the office, and no such change in the amount of compensation of any office held during the good behavior of the incumbent, shall take effect in less than six months from the passage of the ordinance; and, provided further, that no increase shall be made in the compensation of any office, unless by affirmative vote of at least seven members of the Board of Trustees.

SEC. 208. The compensation of officers and employes of the Educational Department shall be paid out of the Common School Fund; of the Fire Department out of the Fire Department Fund; of the Police Department out of the Police Fund; of the City Free Library out of the Library Fund, and of other officers and employes out of the General Fund.

ARTICLE XIX.

Miscellaneous Provisions.

SEC. 209. No grant of any franchise by the Board of Trustees shall have any validity unless the person or persons to whom the same is made shall, within six months thereafter, actually and in good faith, and not colorably, commence the exercise or enjoyment of the same; *provided*, that where condemnation of property is necessary, condemnation proceedings commenced and diligently prosecuted, shall be deemed the exercise of the franchise. Whenever any franchise shall have been in disuse, in whole or in part, for the period of one year, there being no legal impediment to the use thereof, it shall be deemed abandoned and forfeited to the extent of such disuse, and said franchise, or the part thereof so in disuse, shall no longer be exercised or enjoyed. When in the exercise of any franchise use has been made in any way of any street or alley of the city, such street or alley shall be put in good repair, and all the materials and obstructions which have been placed therein in the exercise of such franchise, shall be removed therefrom at the expense of the person or company who has held such franchise, whenever the franchise is abandoned or falls into disuse.

SEC. 210. Any person holding a salaried office under this city, whether by election or appointment, who shall during his term of office hold or retain any other office of profit or emolument under the Government of the United States or of this State, or who shall hold any other office connected with the government of the city or the county of Sacramento, shall be deemed thereby to have vacated the office held by him under the city government.

SEC. 211. No member of the Board of Trustees, and no officer of or employe of the city, shall be or become directly or indirectly interested in or with the performance of any contract, work or business, or in the sale of any article the expense, price or consideration of which is payable from the City Treasury, or in the purchase or lease of any real estate or property belonging to or taken by the city, or which shall be sold for taxes or assessments, or by virtue of legal process at the suit of the city. Any member of the board, or any officer or employe of this city violating the provisions of this section, or who shall be directly or indirectly interested in any franchise, right or privilege granted by the city, while he is such member, officer or employe, unless the same shall devolve upon him by law, shall forfeit his office, and be forever disqualified from holding any position in the service of the city; and all contracts made, or rights, or franchises granted in violation of this section, shall be absolutely void.

SEC. 212. No officer or employe of the city shall give, or promise to give, any other person any portion of his compensation, or any money or thing of value, or any position in consideration of having been, or of being nominated, appointed, voted for or elected to any office or employment under the city. No officer of the city shall, while in office, accept any donation or gratuity in money or anything of value, either directly or indirectly, from any subordinate or employe, or from any candidate or applicant for any position under him. Any person violating the provisions of this section shall forfeit his office and employment under the city, and be forever disqualified from holding any position in the service of the city.

SEC. 213. All books and records of every office and department shall be open to the inspection of any citizens at any time during business hours. Copies or extracts from such books and records, duly certified, shall be given by the officer having the same in custody to any person demanding the same, upon paying or tendering ten cents per folio of one hundred words.

SEC. 214. Except as otherwise provided for by law or this Charter, all public offices shall be kept open for business every day (except legal holidays), from half-past eight o'clock in the forenoon until five o'clock in the afternoon; and in addition thereto, for two weeks before taxes become delinquent in each year, the office of the City Collector shall be kept open until nine o'clock in the evening.

SEC. 215. No office shall be created in addition to those provided by this Charter, unless by ordinance regularly adopted by the Board of Trustees by not less than seven affirmative votes. Whenever, in the judgment of the Board of Trustees no necessity exists for the continuation of any office created or provided for by this Charter, said Board, by an ordinance for that purpose, adopted by not less than seven affirmative votes, may discontinue such office.

SEC. 216. All officers, deputies, clerks, assistants and other employes of the city, and of the several departments thereof, must be citizens of the United States, and during their respective terms of office or employment, must, with the exception of the Superintendent of Common Schools and teachers in the public schools, reside in the city, and have been residents of the city one year next preceding their appointment. They and each of them shall perform such duties as may be required of them respectively by law, ordinance or this Charter, and shall only receive such compensation as may have been previously provided, and such compensation shall not be increased during the term of their respective offices or employment, except as in this Charter provided.

SEC. 217. If any officer of the city shall remove from the city, or absent himself therefrom for more than thirty days consecutively without the permission of the Board of Trustees, or shall fail to qualify by taking the oath of office and filing his official bond, whenever such official bond is required, within twenty days from the time his certificate of election or appointment is mailed or delivered to him, or shall resign or be convicted of felony or of malfeasance in office, or be adjudged insane, his office shall be vacant and the vacancy filled, as herein provided. The Mayor, by and with the consent of the Board of Trustees, shall have the power to appoint suitable persons to fill vacancies in any office, except as in the Charter provided. The appointee shall hold until the election and qualification of his successor.

SEC. 218. All books, papers, plats, charts, records, files, stationery, furniture, tools and appliances made or made use of by any officer or employe of the city in the performance of his official duties shall be deemed and considered as belonging to the city, and shall be delivered to his successor in office, who shall give duplicate receipts in writing therefor, one of which receipts shall be filed with the City Auditor.

SEC. 219. No officer or employe in any department of the city government shall be removed on account of his political opinions or affiliations.

SEC. 220. Eight hours shall constitute a day's work in all labor performed by or under direction of the city or any officer thereof, and under any and all contracts and sub-contracts between the city or its officials and any person, company or corporation; and it shall be a covenant in every contract made by or on behalf of the city for the performance of any work, whether such covenant is inserted therein or not, that eight hours shall constitute a day's work in the performance of such contract. This section shall not apply to the number of hours' service to be rendered each day by any officer or employe of the city in any office provided for by this Charter.

SEC. 221. No Chinese shall ever be employed, either directly or indirectly, on any work of the city or in the performance of any contract or sub-contract of the city, except in punishment for crime. Nor shall any provisions, supplies, materials, or articles of Chinese manufacture or production ever be used or purchased by or furnished to the city.

SEC. 222. All fees and other moneys received or collected by any officer, agent or employe of the city (except only such fees as the City Surveyor may be authorized by ordinance to collect) shall be paid by such officer, agent or employe each month (or oftener if required by this Charter, or by order of the Board of Trustees), into the City Treasury for the use of the city, and no payment of salary shall be made to any officer, agent or employe who shall be in receipt of money payable to the city, until he shall have taken and filed with the Auditor an affidavit that he has paid into the City Treasury all fees or other moneys therefore received or collected by him.

SEC. 223. Whenever special meetings are called of the Board of Trustees, Board of Education or any other board of the municipality notice thereof shall be served on each member personally or by mail addressed to his place of residence; if by mail, the notice, postpaid, shall be deposited in the postoffice of the city at least twenty-four hours before the time of meeting. At such special meeting no subject shall be considered except that specified in the notice.

SEC. 224. In all prosecutions for violation of any of the provisions of this Charter, or for violation of any city ordinance, rule, resolution, or other regulation of the Board of Trustees, whether in the court of original jurisdiction or in any appellate court, it shall not be necessary to plead the contents of the same, but the court before which the proceedings shall be pending shall take judicial notice of this Charter, and of such ordinance, rule, resolution or other regulation, and of the contents thereof; and in all civil actions to which the city, or any officer of the city, is a party, either plaintiff or defendant, the adoption and contents of any ordinance, rule, resolution or other regulation of the Board of Trustees, may be proven prima facie, by the introduction of the original entry thereof on the records of the board, a copy thereof certified by the City Clerk to be a full, true and correct copy of such original entry, or by the introduction of a printed copy published, or purporting to have been published, by authority.

SEC. 225. Every officer provided for in this Charter shall, before entering upon the duties of his office, take, subscribe, and file with the City Clerk the following oath: "I do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of California, and that I will faithfully discharge the duties of the office of ——— to the best of my ability."

SEC. 226. All officers provided to be elected by this Charter shall take office on the first Monday after the first day of January next after their election. The fiscal year shall commence on the first Monday after the first day of January.

SEC. 227. All ordinances, rules, resolutions, and other regulations of the City of Sacramento in force at the time this Charter takes effect, and not inconsistent therewith, shall continue in force until amended or repealed; all offices of the city heretofore existing shall, unless expressly continued in force by this Charter, cease to exist at the time this Charter takes effect, and shall be supplanted by the offices herein provided for, and the incumbents of the offices so abolished shall surrender to the officers having like powers and duties, as provided by this Charter, all moneys, bonds, contracts, books, accounts, records, files, furniture, and property of the offices so abolished. No business pending before any department or officer of the city at the time this Charter takes effect shall be considered as lost, discontinued, or abandoned by reason thereof, but the same may be taken up, continued, transacted and completed before the proper department or officer provided by this Charter.

SEC. 228. The Board of Trustees of the present City of Sacramento shall provide for the holding of the first election of officers under this Charter, and shall canvass the votes and declare the result.

SEC. 229. For the sole purpose of the election of the officers directed by this Charter to be elected by the people, this Charter shall take effect immediately after its approval by the Legislature; and such election shall be managed and conducted in accordance with the general election laws of the State. For all other purposes this Charter shall take effect on the first Monday after the first day of January, 1894.

WHEREAS, The City of Sacramento, a city containing a population of more than ten thousand and less than one hundred thousand inhabitants, on the eighth day of December, one thousand eight hundred and ninety-one, at a regular election, and under and in accordance with the provisions of Section Eight, Article Eleven, of the Constitution of the State of California, did elect John W. Armstrong, Frederick Cox, N. Greene Curtis, Robert T. Devlin, Christopher Green, Thomas B. Hall, C. H. Hubbard, Matt F. Johnson, W. F. Knox, Jr., Hugh M. LaRue, J. H. Roberts, G. L. Simmons, S. B. Smith, Harris Weinstock and Clinton L. White, a Board of Fifteen Freeholders, to prepare and propose a Charter for said city; be it known that in pursuance of said provision of the Constitution and within a period of ninety days after such election, said Board of Fifteen Freeholders has prepared, and does propose the foregoing, as and for the Charter of the said City of Sacramento, and that in submitting and propo ing such Charter the Board of Fifteen Freeholders, pursuant to said provision of the Constitution, also presents therewith for the choice of the voters, and to be voted on separately, without prejudice to the other propositions contained in the Charter, two alternative propositions, hereinafter stated, and designated as Alternative Proposition Number One and Alternative Proposition Number Two, respectively, one only of which shall become a part of such Charter.

Said alternative propositions shall be submitted for the choice of the voters at the same election at which the Charter shall be submitted, and upon the ballots shall be printed: "For retaining the Commission. Yes," and "For retaining the Commission. No." All votes cast "For retaining the Commission. Yes," shall be counted for Alternative Proposition Number One, and all votes cast "For retaining the Commission. No," shall be counted for Alternative Proposition Number Two. Voters shall be entitled to vote for one only of said alternative propositions, and the alternative proposition receiving the greatest number of votes shall be thereby adopted and become a section of this Charter, and shall be known and designated as section two hundred and thirty thereof. The said alternative propositions are as follows:

ALTERNATE PROPOSITION NUMBER ONE.

SEC. 230. Nothing in this Charter shall ever be construed as repealing, abrogating, nullifying, amending or in any way or to any extent modifying or affecting an Act of the Legislature of the State of California, approved March 25, 1872, entitled "An Act to provide for the Redemption of the Funded Indebtedness of the City of Sacramento." Nor shall anything in this Charter ever be construed as repealing, abrogating, nullifying, amending or in any way or to any extent modifying or affecting an Act of the Legislature of the State of California, approved March 9, 1887, entitled "An Act to amend Section six of an Act entitled 'An Act to provide for the Redemption of the Funded Indebtedness of the City of Sacramento,' approved March 25, 1872." Nor shall anything in this Charter ever be construed as repealing, abrogating, nullifying, amending or in any way or to any extent modifying or affecting an Act of the Legislature of the State of California, approved March 19, 1889, entitled "An Act to amend Sections one, five, seven, eight, ten and eleven of an Act entitled 'An Act to provide for the Redemption of the Funded Indebtedness of the City of Sacramento,' approved March 25, 1872." Nor shall anything in this Charter ever be construed as repealing, abrogating, nullifying, amending or in any way or to any extent modifying or affecting an Act of the Legislature of the State of California, approved March 19, 1889, entitled "An Act to amend Sections one, five, seven, eight, ten and eleven of an Act entitled 'An Act to provide for the Redemption of the Funded Indebtedness of the City of Sacramento,' approved March 25, 1872." Any and all provisions of this Charter in conflict with said Acts, or either of them, are and shall be null and void so far as the same are in conflict with said Acts, or either of them. Said Acts, and each of them, shall remain in full force and effect, and the "Board of Commissioners of the Funded Debt Sinking Fund of the City of Sacramento," as created and provided for in said Acts shall continue in existence and have, possess, retain and use all the powers and duties conferred upon said board by said Acts, or either of them, and this Charter shall, notwithstanding any provision inconsistent therewith, be construed as contained in it, always be taken and construed as subordinate to said Acts, and as ratifying and confirming said Acts as valid and as continuing them in full force and effect.

ALTERNATIVE PROPOSITION NUMBER TWO.

SEC. 230. Nothing in this Charter shall ever be taken or construed as continuing in force an Act of the Legislature of the State of California, approved March 25, 1872, entitled "An Act to provide for the Redemption of the Funded Indebtedness of the City of Sacramento." Nor shall anything in this Charter ever be taken or construed as continuing in force an Act of the Legislature of the State of California, approved March 9, 1887, entitled "An Act to amend Section six of an Act entitled 'An Act to provide for the Redemption of the Funded Indebtedness of the City of Sacramento,' approved March 25, 1872." Nor shall anything in this Charter ever be taken or construed as continuing in force an Act of the Legislature of the State of California, approved March 19, 1889, entitled "An Act to amend Sections one, five, seven, eight, ten and eleven of an Act entitled 'An Act to provide for the Redemption of the Funded Indebtedness of the City of Sacramento,' approved March 25, 1872." Nor shall anything in this Charter ever be taken or construed as continuing in force an Act of the Legislature of the State of California, approved March 25, 1872, entitled "An Act to provide for the Redemption of the Funded Indebtedness of the City of Sacramento." Nor shall anything in this Charter ever be taken or construed as continuing in force an Act of the Legislature of the State of California, approved March 9, 1887, entitled "An Act to amend Section six of an Act entitled 'An Act to provide for the Redemption of the Funded Indebtedness of the City of Sacramento,' approved March 25, 1872." Nor shall anything in this Charter ever be taken or construed as repealing, abrogating, nullifying, amending or in any way or to any extent modifying or affecting an Act of the Legislature of the State of California, approved March 19, 1889, entitled "An Act to amend Sections one, five, seven, eight, ten and eleven of an Act entitled 'An Act to provide for the Redemption of the Funded Indebtedness of the City of Sacramento,' approved March 25, 1872." On the contrary this Charter hereby repeals said Acts, and each of them, and shall be taken and construed as being in conflict with, and as annulling and making void said Acts, and each of them, and said Acts shall not, nor shall either of them, continue in force, nor shall