

Act upon the Superintendent of Public Streets and Highways, under the direction of the said Superintendent.—[Amendment, March 28, 1859.]

SEC. 63. It shall be the duty of the said Superintendent to see that the laws, orders and regulations, relating to the public streets and highways, are carried into execution; that all nuisances and unlawful obstructions are removed therefrom; and that the penalties therefor are rigidly exacted by legal process. It is required that he shall keep himself informed of the condition of all public streets and highways in said city and county, by personal inspection. He shall also perform such other duties in the supervision of public streets and highways, and, also, of all public buildings, parks, lots and grounds of the said city and county, as may be prescribed by the Board of Supervisors. He shall, before entering upon the duties of his office, give bond to the city and county, in such sum as may be fixed by the Board of Supervisors, conditioned for the faithful discharge of the duties of his office.

SEC. 64. If in consequence of any graded street or public highway being out of repair, and in a condition to endanger persons, horses, or other animals, passing therein, any person, while lawfully using said street or public highway, and exercising ordinary care to avoid the danger, suffer damages to his person; or if any horses, animals, or other property, being lawfully ridden, driven, or conveyed through such street or public highway, be injured, lost, or destroyed, through any such defect therein, no recourse for the damage thus suffered shall be had against the city and county of San Francisco; but if such defect in the street or public highway have existed for the period of twenty-four hours or more, then the person or persons on whom the law may have imposed the obligation to repair such defect in the street or public highway, and, also, the officer or officers through whose official negligence such defect remained unrepaired, shall be, jointly and severally, liable to the party injured for the damage sustained.

ARTICLE V.

SUPERVISORS.

SEC. 65. The Supervisors, in their respective districts, shall vigilantly observe the conduct of all public officers, and take notice of the fidelity and exactitude, or the want thereof, with which they execute their duties and obligations, especially in the collection, custody, administration and disbursement of public funds and property; for which purpose the books, records, and official papers, of all officers and magistrates of such districts, shall at all convenient times be open to their inspection. They shall take care that the books and records of all officers in their districts are kept in legal and proper form. They shall have power, and it shall be their duty, every month, to examine the accounts of any officer of their respective districts, having the collection and custody of public funds, to examine and count over the moneys remaining in the hands of such officers, and shall note any discrepancy or defalcation that may be discovered, or reasonably suspected, and report the same forthwith, together with any willful official negligence or misconduct on the part of any such officer, to the President of the Board of Supervisors.

SEC. 66. At every regular session of the Board of Supervisors, before proceeding to other business, each member shall be called upon to report, orally, upon the matters specified in the preceding section; to give information of the condition of his district, in regard to public schools, streets, roads and highways, health, police, industry and population; and to suggest any defects he may have noticed in the laws and regulations, or the administration thereof, and the means of remedying them.

SEC. 67. The Supervisors shall meet within five days after each annual election, and also on the first Monday of January, April, July, and October, of each year, and at such other times as specially required by law; or they may, for urgent reasons, be specially convoked by the President of the Board of Supervisors. A majority of all the Supervisors to be elected in the several districts shall constitute a quorum to