

five of the Act as amended April eighteenth, A. D. eighteen hundred and fifty-seven; and for the payment of any sum authorized by any special act; and for the payment of any demands, not exceeding eight thousand dollars* in any fiscal year, for the purchase and erection of hydrants, under the first section of an Act entitled An Act to provide for the purchase and erection of Hydrants in the City and County of San Francisco, approved March seventh, eighteen hundred and fifty-nine; and after all the foregoing demands are provided for and satisfied, for the payment of demands authorized under the fifteenth subdivision of section ninety-five of the Act as amended April eighteenth, eighteen hundred and fifty-seven; *provided*, that all repairs for hydrants shall be paid out of the eight thousand dollars as aforesaid.

Fourth. For the Street Light Fund, not to exceed seven and one-half cents upon each one hundred dollars, which shall be paid for lighting the streets of said city with gas, and for the repair of lamps and posts, in pursuance of the provisions of the present contract of said city and county with the San Francisco Gas Company, upon demands to be audited and allowed.

Fifth. For the Street Department Fund, not to exceed ten cents upon each one hundred dollars, which shall be paid for repairing and cleaning the streets and sewers which may have been accepted by the Board of Supervisors, for constructing street crossings, the salary of the Assistant Superintendent of Public Streets and Highways, and for such other objects relating to streets as shall be directed by law to be paid therefrom. All moneys received from licenses on wheeled vehicles, from the income on street railroads, and all fines received from the violation of any law, or laws, of any city and county ordinances regulating the public streets, shall be paid into said Street Department Fund; and no money shall be transferred from either of the said funds to another, nor used in paying any demands upon such other fund, until all the indebtedness arising in any fiscal year and payable out of said funds so raised for said fiscal year, shall have been paid and discharged.—[Act May 18, 1861, Sec. 14.]

SEC. 72. The said Board of Supervisors shall also constitute a Board of Equalization for said city and county, and as such shall have the powers conferred by the general laws regulating the assessment and collection of taxes, when not inconsistent with the provisions of this Act.† Appointments of officers or public agents required by existing statutes, not repealed by this Act, to be made on the nomination of the Mayor, and confirmation by the Common Council of the City of San Francisco, shall, after this Act takes effect, be made in like manner on the nomination of the President of the Board of Supervisors and a confirmation by said Board.

SEC. 73. It shall be the duty of the Auditor, the Superintendent of Common Schools, the Superintendent of Public Streets and Highways, Chief of Police and Chief Engineer of the Fire Department of said city and county, to report to the Board of Supervisors on the first Monday in February of each year, the condition of their respective departments, embracing all their operations and expenditures during the preceding year, and recommending such improvements in them as they may deem necessary. The Auditor shall also present to the Board of Supervisors at each quarterly session, and must also publish the same, a statement of the exact condition of the finances of said city and county, which must show the receipts into, and disbursements made from the treasury during the preceding quarter, the amount of money on hand and the amount of audited demands outstanding. Immediately after the first Monday in February, the Board of Supervisors shall make up and publish an abstract from these several reports and other sources of the operations, expenditures, and conditions of all departments of government of the said city and county.

SEC. 74. The Board of Supervisors of the City and County of San Francisco shall have power, by regulation or order [Amendment April 25, 1863]:

First. To regulate the police and police force of said city and county, and to prescribe their powers and duties.—[Amendment April 25, 1863.]

Second. To provide for the security, custody, and administration, of all property of said city and county, without any power to sell or encumber the same, or lease any part thereof for more than three years, except, however, that such personal property belonging to the fire, street, or other departments, as they deem unsuited to the uses and purposes for which the same was designed, or so much worn and dilapidated as not to be worth repairing, may be sold, or exchanged, by order or resolution.

Third. To authorize and direct the summary abatement of nuisances; to make all regulations which may be necessary or expedient for the preservation of the public health and the prevention of contagious diseases; to provide, by regulation, for the prevention and summary removal of all nuisances and obstructions in the streets, alleys, highways, and public grounds of said city and county; and to prevent or regulate the running at large of dogs, and to authorize the destruction of the same when at large contrary to ordinance.—[Amendment April 25, 1863.]

* Amount increased to ten thousand dollars. See Act April 4, 1863. See page 464.

† The assessment and taxation of property in the City and County of San Francisco are altogether regulated by special amendments to the General Public Revenue Act, approved May 17, 1861. See Statutes, 1859, chap. CCCXV, pages 343 to 351.