

38. They may compel the attendance of absent members in such manner and under such penalties as they may by ordinance provide; shall settle their rules of proceedings; appoint their own officers and remove them at pleasure.

39. They shall judge of the election returns and qualifications of their own members, and may, with the concurrence of the whole number, expel any member for disorderly behavior or malconduct in office, but not a second time for the same cause.

40. They shall keep a journal of their proceedings and enter the yeas and nays upon any question, resolve or ordinance, if required by any one member, and their deliberations shall be public.

41. The mayor, recorder and aldermen shall have power to enact all laws and ordinances necessary to preserve the health of the city; to prevent and remove nuisances; to prevent the introduction of contagious diseases within the city; to establish night watches and patrols and erect lamps; to establish new streets, lanes and alleys, with the consent of three-fourths of the proprietors of the lots or houses adjoining such streets, lanes and alleys; to erect and repair bridges; to pave and keep in repair all necessary drains and sewers, and to pass all regulations necessary for the preservation of the same; to regulate the assize of bread, to provide for the appointment and define the duties of city commissioners, city constables, market masters, gaugers, wood corders, harbor masters, hay weighers and inspectors; to provide for the safe keeping and preservation of the standards of weights and measures, and for regulating thereby all weights and measures used within the city; to regulate party walls and partition fences; to erect and regulate markets; to provide for licensing and regulating the sweeping or burning of chimneys and fixing the rates thereof, and for regulating the sweeping of any chimney by the neglect of which the safety of the city might be endangered, and to ascertain the size of those built in the city.

42. They shall have power to pass ordinances to establish and regulate fire wards and fire companies; to regulate and establish the size of bricks to be burned in said city; to restrain or prohibit gaming, and to provide for licensing, regulating or restraining theatrical or other public amusements within the city; to erect and regulate pumps in the streets, lanes and alleys;