

to fill such vacancy or vacancies. And provided, further, that whenever any vacancy or vacancies shall be filled under the terms of this proviso, that is to say by appointment instead of by election, the person or persons so chosen to fill such vacancy or vacancies shall be of the same political party as the Alderman or Aldermen whose place or places is or are so to be filled.

#### CITY CONSTABLES.

1904, ch. 295, sec. 181. 1918 Code, sec. 243.

**221.** The Mayor shall appoint such number of city constables or policemen as may from time to time be provided by ordinance, who, within the police limits of the said city, shall have all the powers possessed by Constables in this State, except as to the collection of debts, and shall perform such duties as may be prescribed by ordinance, and shall not be entitled to any fees, costs or other emoluments; all other officers of the corporation not herein named, who shall be deemed necessary to execute the laws and ordinances of the corporation whose officers are now or may hereafter be provided for by law or by ordinance, order or resolution of the Board of Aldermen, shall be appointed by the Mayor, at the usual time of making appointments or at such time as the ordinances may prescribe, and they and all officers herein named shall receive such compensation as shall be fixed from time to time by the ordinances of the corporation, and the Mayor shall have the power and authority to remove from office any city constable or other officer who may be found inefficient, incompetent or incapable, or who may be guilty of any misconduct or malfeasance in office, or who is negligent in the performance of his duties.

#### OTHER OFFICERS.

1904, ch. 295, sec. 182. 1918 Code, sec. 244.

**222.** The appointment of all officers provided for in the next preceding section shall be subject to confirmation by a majority vote of all the members elected to the Board of Aldermen, provided the members of the Board of Aldermen shall take action on such appointments within the first two regular succeeding meetings of the board after such appointments are made and the name or names are sent to the board by the Mayor. If the said board fails to take such action within said time, then the person or persons so appointed by the Mayor shall be to all intents and purposes such officer or officers as if they had been confirmed by said board. If the said board by a majority vote within the prescribed time shall refuse to confirm such appointments, the Mayor shall appoint other person or persons to fill such office or offices and notify the Board of Aldermen thereof at their next regular meeting, and which new appointments shall also be subject to confirmation as aforesaid. All officers of the corporation shall be entitled to hold their respective offices until their successors are duly appointed and qualified. All persons appointed to any official position by the Mayor shall, before entering upon the dis-