

term of office of any Treasurer who has died, resigned, or been removed from office.

1929, ch. 142, sec. 7E.

118. In the event any elective officer shall have been convicted of any felony, involving moral turpitude, by a court of competent jurisdiction, or is guilty of malfeasance, misfeasance or nonfeasance in office, may be impeached and removed from office; provided, however, that before any impeachment proceedings may be brought against any elective officer, a petition shall be filed with the Mayor and Town Council containing at least twenty-five names of qualified voters, which petition shall set forth the offense or offenses for which the said elective officer shall be tried and that the facts set forth in said petition shall be under oath and signed by the informant; that upon receipt by the Mayor and Town Council of such petition, it shall be the duty of the said Mayor and Town Council to notify the elective officer named in the said petition of the charges made against him, by furnishing said elective officer with a copy of the said petition duly certified by the Clerk as being true and correct, and naming a day and hour and place certain for a hearing as hereinafter provided for said elective officer to appear and stand trial before the Mayor and Town Council, acting as impeachment officers; provided, however, that the said elective officer shall have at least 10 days' notice of said hearing, and for good cause shown may be granted further time within which to appear. It is further provided that the Mayor and Town Council shall act as judge in all impeachment proceedings brought against the hereinbefore mentioned elective officer of the Town of Brentwood, and that a majority of the Mayor and members of the Council shall constitute a quorum for the purpose of the impeachment proceedings herein provided; provided, that in order to convict an elective officer of the charges preferred a unanimous verdict must be entered upon the record of the hearing. It is further provided that the Mayor shall have the same vote as any Councilman when acting as one of the judges of an impeachment proceeding; provided, however, that any elective officer against whom impeachment proceedings have been instituted, and notice of which has been given to him, shall be from the date of such notice suspended from office and shall not be reinstated unless such impeachment proceedings are abandoned or he has been acquitted of such charges, and provided further, however, that unless the proceedings are heard within 30 days from the date the elective officer is notified by the Mayor and Town Council, unless for good cause shown same is extended, and in no event shall same be extended more than 90 days from the date of said notice, of the charges preferred against him, the proceedings shall be considered abandoned and the said elective officer shall thereafter during the remainder of his term of office be entitled to hold same and exercise all rights and privileges thereunder; and the decision of the Mayor and Town Council acting as impeachment judges shall be final and conclusive on all parties. It is further provided that at the hearing that the rules of evidence obtaining in the Circuit Courts of