

1922, ch. 52, sec. 10.

152. If at any election it shall appear from the returns of the Judges of Election, that any two or more persons voted for as Mayor, Treasurer or common Councilman have received the same number of votes, so that there is no choice for the office, a new election shall be immediately proclaimed by the Mayor and Common Council to fill the vacancy, from among such tie candidates, which election shall be held on ten days' notice and in all respects as aforesaid, except as to day of election.

1922, ch. 52, sec. 11.

153. In case of failure to elect a Mayor and at least six Councilmen, those in office shall continue to perform the duties pending an election which shall be held in the manner and upon the notice prescribed in Sections 150 and 152. Every Judge of Election before he proceeds with the discharge of his duty shall take an oath that he will permit every duly qualified person to vote and none other to vote at the election; every clerk before he enters any votes on the polls shall take an oath that he will diligently and faithfully without favor, affection, or partiality execute the office of clerk of election; said oath shall be taken before any Justice of the Peace or Mayor of the town and posted in a prominent place in said town on the day of election. The Mayor and Common Council are vested with power and authority to pass all ordinances necessary and proper in respect to the manner of holding elections and making returns and the manner and time of destroying election returns.

1922, ch. 52, sec. 12.

154. The Mayor and Common Councilmen shall qualify and take possession of these offices respectively on the second Wednesday in May immediately following their election, and the failure to qualify within the time prescribed shall be deemed a refusal of the person failing to qualify to accept the office, whereupon the office shall be filled, in case of a Mayor, by the election of a Mayor by the Council, and in the case of a Councilman, by the election of a Councilman to fill the term by the Council.

1922, ch. 52, sec. 13.

155. The Mayor of the town of Capitol Heights shall be the executive officer thereof, clothed with all the power necessary to secure the enforcement of all ordinances passed by the Council of said town under the charter. He may convene the Council when in his opinion the public good may require it, and shall from time to time lay before them in writing such proposed alterations in the laws of the corporation as he may deem necessary and proper. In case of his death, resignation, inability or refusal to serve or removal from the town, the Common Council shall elect some qualified citizen of the town to act in his place until his successor is elected or the disability removed. The Mayor shall have power to veto any ordinance, law or regulation passed by the Council, and unless said veto is overruled by a two-thirds vote of all the Councilmen