

(S) Each of the Commissioners so elected shall, on or before the third Monday in May of the year when he shall have been elected, qualify as such Commissioner by taking an oath of office as prescribed by paragraph J of Section 264 of this Article.

(T) In case any person so elected to the office of Commissioner shall fail so to qualify or in case of any vacancy in the office of Commissioner by death, resignation or otherwise, the remaining Commissioner or Commissioners shall fill such vacancy by appointment. Any person so appointed shall possess the qualifications stated in this Act, shall be a resident of the ward wherein such vacancy exists, and shall qualify by taking the oath of office within three days after his said appointment.

(U) In making appointment to fill any such vacancy in the office of Commissioner, the remaining qualified Commissioner (if there be but one remaining qualified Commissioner) shall make such appointment by entering in the minute books of said Commission the fact of his making such appointment and the same day notifying the person so appointed of his said appointment. And the remaining qualified Commissioner making such appointment shall appoint as Commissioner such person who was a candidate at the last election and who received the second greatest number of votes in the ward wherein the vacancy exists. If the person so appointed fails to qualify, then the remaining qualified Commission shall appoint as such Commission such person who was a candidate at the last election and who received the third greatest number of votes in the ward wherein the vacancy exists, and so forth. And if there be no available candidates, from such ward wherein vacancy exists, who were candidates at the last election, then said remaining qualified Commissioners may appoint any person from such ward wherein such vacancy exists provided the person so appointed is eligible to the office of Commissioner under the provisions of this Act. Any additional vacancy that may exist shall be filled by the two qualified Commissioners by resolution, entered in the minute books of said Commission, appointing as Commissioner such person who was a candidate at the last election and who received the second greatest number of votes in the ward wherein the vacancy exists. If the person so appointed fails to qualify, the two qualified Commissioners shall, in like manner, appoint as such Commissioner such person who was a candidate at the last election and who received the third greatest number of votes in the ward wherein the vacancy exists, and so forth. And if there be no available candidates, from such wards wherein such vacancy exists, who were candidates at the last election, then said two qualified Commissioners may appoint any person from such ward wherein such vacancy exists provided the person so appointed is eligible to the office of Commissioner under the provisions of this Act.

1924, ch. 390, sec. 13.

275. (A) Immediately upon this charter's becoming effective as provided in Section 12* of this Act, Sam A. Oppliger, Alan Leighton and V. A. Simmel shall constitute and be The Cottage City Commission until

*Sec. 12, ch. 390, 1924, related to special election at which this charter was adopted.