

8. If at any election there shall be a tie between any persons voted for for the said office, or if any person elected to either of said offices shall refuse to act, die, resign, be disqualified, or remove, a new election shall be held in two weeks after such fact shall have become known, after at least one week's notice given by the mayor, or one or more of the councilmen, or five or more voters as directed in the preceding section; and such election shall be held by the judges, or any two of them, appointed by the mayor, or one or more of the common council, or five or more of the voters, as the case may be, and the person or persons elected shall serve until a new election.

Ibid. s. 8.
In case of a tie,
refusal to act,
or death, &c.

New election.

9. All officers of said city shall before they enter upon the duties of their respective offices, make oath before the clerk of the circuit court for Howard county, that they will act faithfully, without favor, partiality or prejudice, in all things appertaining to their respective offices, and the failure of any person elected to any of the said offices to qualify as aforesaid, within two weeks after his election, shall be deemed a refusal to accept said office, and said vacancy shall be filled as herein provided for.

Ibid. s. 9.
Officers' oath.

Failure to
qualify.

10. The city council shall be the judges of the qualifications of the mayor and of their own members.

Ibid. s. 10.
Judges of quali-
fications.

11. The mayor and city council shall meet on the first Monday of each month, at such time and place as shall be fixed by the mayor, and at such other times as they shall adjourn to, they shall elect one of their number president, who, in the absence or sickness of the mayor, shall be clothed with all his power and authority.

Ibid. s. 11.
Time and place
of meeting.

President.

12. Four members of the council shall constitute a quorum for the transaction of business, and the council shall pass all needful rules and by-laws for their government while in session.

Ibid. s. 12.
Quorum for
transaction of
business.
Rules.

13. Neglect or non user shall not work a forfeiture of this charter.

Ibid. s. 13
Forfeiture of
charter.