

Council may designate some qualified person to perform the duties of the manager during such absence, disability or suspension.

SEC. 34. RESPONSIBILITY OF MANAGER—POWERS OF APPOINTMENT AND REMOVAL. The Town Manager shall be responsible to the Council for the proper administration of all affairs of the town placed in his charge, and to that end, he shall have the power to appoint and remove all officers and employees except the town solicitor who shall be appointed with the consent of the Council. Appointments made by the Town Manager shall be on the basis of executive and administrative ability and of the training and experience of such appointees in the work which they are to perform, and no discrimination shall be made because of political or religious opinions or affiliations. All such appointments shall be without definite term unless for provisional, temporary or emergency service. All officers and employes, including the Town Solicitor, may be removed by the Town Manager. The decision of the manager shall be final and there shall be no appeal therefrom to any other office, body or court whatsoever.

SEC. 35. PROHIBITIONS. No Councilman shall, during the time for which he is elected, be appointed to any office or position in the service of the Town. No officer or employee in the service of the Town shall continue in such position after becoming a candidate for nomination or election to any public office. No person seeking appointment to or promotion in the service of the town shall either directly or indirectly give, render, or pay any money, service, or other valuable thing to any person for or on account of or in connection with his appointment, proposed appointment, promotion, or proposed promotion.

SEC. 36. COUNCIL NOT TO INTERFERE IN APPOINTMENTS OR REMOVALS. Neither the Council nor any of its members shall direct or request the appointment of any person to, or his removal from office by the Town Manager or in any manner take part in the appointment or removal of officers and employees in the administrative service of the Town except as regards the appointment of the town solicitor. Except for the purpose of inquiry, the Council and its members shall deal with the administrative service solely through the manager, and neither the Council nor any Councilman shall give orders to any subordinate of the Town Manager either publicly or privately. Any violation of the provisions of this section by a Councilman shall be a misdemeanor, conviction of which shall immediately forfeit the office of the Councilman so convicted. The town solicitor shall prosecute an action brought under this section.