

SEC. 6. *And be it enacted*, That if any person so elected as commissioner shall refuse to serve as such, or his place shall become vacant by death, resignation, disqualification or otherwise, the remaining commissioners shall fill the vacancy as early thereafter as possible from among the qualified voters of the said town, and a failure to qualify within two weeks after election shall be conclusive evidence of a refusal to act as commissioner; and the person appointed to fill said vacancy shall hold his office till the next election; and in case of a tie between any persons voted for at any election under this act, the clerk of the court for Worcester county shall issue certificates only to the persons receiving the highest number of votes, and if there be less than three elected, shall immediately certify to the said persons so elected the fact of there being such a tie; and the said commissioners shall, at their first meeting as a board, designate one of the persons so voted for, who has received a tie vote, to be commissioner, and shall notify the clerk of the circuit court of said county of their selection, and the said clerk shall issue, immediately, a certificate to said commissioner, which certificate shall set forth the manner of his election, and the said commissioner shall hold his office for the same time as he would had he received the highest number of votes.

Vacancy—how filled.

Tie vote—how settled.

SEC. 7. *And be it enacted*, That all future elections shall be held and conducted, as shall be from time to time directed, by the laws of the corporation, the same not being inconsistent with the provisions of this act.

Elections—how held.

SEC. 8. *And be it enacted*, That each commissioner, before he acts as such, shall make oath, before a justice of the peace in and for Worcester county, that he will diligently and faithfully, to the best of his skill and judgment, perform the duties of a commissioner of said town without favor, partiality or prejudice; and a certificate of such qualification shall be made by the said justice of the peace, and shall be filed and recorded among the records of proceedings of said commissioners.

Oath of commissioners.

SEC. 9. *And be it enacted*, That the said commissioners shall meet once in each month, and oftener if they think proper, and a majority shall constitute a board for the transaction of business; they shall, at their first meeting, or as soon thereafter as may be possible, elect one of their number president, who

Elect president