

shall elect by ballot on the first Monday in May, in 1894, and in every second year thereafter, one person to be mayor of said city, and three persons to be city council of said city, all of whom must be real estate owners in said city, or interested therein, to serve for two years from the date of their election, and until their successors are elected and qualified; if any person so elected as mayor or city councilman shall refuse to serve as such, or if his place shall become vacant by death, resignation or disqualification or otherwise, the remaining councilmen shall fill the vacancy as early thereafter as possible from among the qualified voters of said town; and a failure to qualify within four weeks after election shall be conclusive evidence of a refusal to act as such, 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 sub-title of this article, the clerk of the election shall immediately certify to the said persons so elected, the fact of there being such a tie, and the said city council shall at their first meeting as a board, designate one of the said persons so voted for who has received a tie vote, to be councilman; and the said councilman shall hold his office as fully as if he had received the highest number of votes.

Councilmen.

SEC. 156 A. The mayor, by and with the advice of the city council, shall have power to appoint policemen, not to exceed three in number, as regulars, and as many specials as he may deem necessary to the protection and general regulation and good government of the city.

Policemen.

SEC. 159. The mayor and each of the members of the city council, before entering upon the duties of his office, shall make oath before a justice of the peace, in and for said county, that they will diligently and faithfully, to the best of their skill and judgment, perform the duties imposed by law 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 the proceedings of said council.

Oath.

SEC. 159 A. The mayor shall see that all ordinances of the city are faithfully executed, and shall make a written report to the council after each election of the condition of municipal affairs, accompanying his report with such recommendations as he may deem proper for the public welfare of the city; and shall have the power to veto any ordinance passed by the council which do not meet his approval, and no ordinance

Duties of mayor.