

not been challenged, shall, upon conviction thereof, be punished by imprisonment in jail or in the penitentiary for not less than three months nor more than two years. Every judge or judges acting as clerk of any such election who shall make, sign, publish or deliver any false tally or return of an election, or any false statement of the result of an election, knowing the same to be false, or who shall wilfully deface, destroy or conceal any statement, tally or certificate of return entrusted to his care and custody, shall, on conviction thereof, be adjudged guilty of a felony, and shall be punished by imprisonment in the penitentiary for not less than one year nor more than ten years. If any judge or judges acting as clerk of said election of whom any duty is required by this Act, shall be guilty of any wilful neglect of such duty, or any corrupt or fraudulent conduct or practice in the execution of the same, he shall, upon conviction thereof, be punished by imprisonment in jail for not less than thirty days nor more than three years, or by a fine of not less than fifty dollars nor more than one thousand dollars, or both by such fine and imprisonment. The judges of said election while acting in the discharge of their duties as such judges are hereby clothed with authority to preserve the peace, and to pass such orders as may be necessary to carry out that object, and if any person shall wilfully disobey any lawful command of any judge of election in the execution of his or their duty as such at any election, he shall, upon conviction thereof, be adjudged guilty of a misdemeanor, and shall be punished by imprisonment in jail for not less than thirty days nor more than six months, or by fine of not less than ten dollars nor more than two hundred and fifty dollars, or both by such fine and imprisonment in the discretion of the court.

37. The Council shall meet the second Monday issuing their election, and shall hold stated meetings the first Monday of every month thereafter, and adjourned or special meetings may be called by the Mayor as often as necessary for the transaction of business; a majority of the Councilmen shall constitute a quorum. At the first meeting after the election of each year the newly elected Councilmen shall be entitled, if duly qualified, to take their seat in the Council, and the Council shall first proceed to elect a president, whose duty it shall be to preside over the Council in the absence of the Mayor; and the president of the Council, by virtue of his office, shall be acting Mayor of Berlin whenever the Mayor of said town shall be absent therefrom for the space of three days at any one time, and in such absence of the Mayor he may perform any of the duties imposed or conferred upon the Mayor by the provisions