

Passed 7th of
January, 1804.

A Further supplement to the act, entitled, An act to erect Baltimore-town, in Baltimore county, into a city, and to incorporate the inhabitants thereof.

Preamble.

WHEREAS it is represented to this general assembly, by the petition of the inhabitants of the city of Baltimore, that under the operation of their charter of incorporation they experience many inconveniencies, resulting from the mode of choosing the mayor and second branch of the city council, and the period for which they are respectively elected, and praying that the said charter of incorporation may be amended in the instances therein set forth; therefore,

Mayor, &c.
how to be elect-
ed, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That the mayor of the city of Baltimore, and the members of the first and second branch of the city council, shall hereafter be elected by ballot, in the same manner as delegates to the general assembly.

When elections
are to be held,
&c.

III. AND BE IT ENACTED, That on the first Monday in October, eighteen hundred and five, and on the first Monday in October in every year thereafter, the mayor shall be elected by a plurality of all the ballots given in by the voters qualified to vote in the respective wards of the said city, and the judges of the said election in the several wards shall conduct the same in the manner and form prescribed by the act to regulate elections, and the supplements thereto, and shall make return accordingly, under their hand and seal, of the person so elected mayor, and lodge the said return with the register of the city, and in case two or more persons shall have an equal number of ballots for the office of mayor, the said judges shall determine by lot, before they separate, which of the said persons, so having an equal number of ballots, shall be appointed to the office of mayor, and shall make their return accordingly.

Mayor may
continue in
office three
years, &c.

IV. AND BE IT ENACTED, That the mayor shall not continue in office longer than three years successively, nor be eligible as mayor until the expiration of two years after he shall have been out of office; and in case of vacancy, by the death, resignation or removal of the said mayor, the members of the first and second branch of the city council shall immediately convene, upon the notification of the register of the city, whose duty it shall be to make such notification, and the members of the said first and second branch of the city council, when so convened, shall proceed, by their joint ballot, to fill up the said vacancy for the remainder of the year.

Voters to as-
semble, &c.

V. AND BE IT ENACTED, That the voters in the several wards of the said city, qualified to vote for delegates to the general assembly, shall on the first Monday in October, eighteen hundred and five, and on the first Monday in October in every year thereafter, assemble at the usual place of holding the elections in their respective wards, and shall elect, by ballot, two members to represent the said ward in the first branch of the city council, and the persons so elected shall be residents of the ward for which they are elected, and shall have the same qualifications in every respect as delegates to the general assembly.

Second branch,
when to be e-
lected, &c.

VI. AND BE IT ENACTED, That the voters in the several wards of the said city, qualified as aforesaid, shall, on the first Monday in October, eighteen hundred and five, and on the first Monday in October in every second year thereafter, assemble at the usual place of holding the elections in their respective wards, and shall elect, by ballot, one member to represent the said ward in the second branch of the city council, and the person so elected shall be a resident of the ward for which he is elected, and shall have the same qualifications in every respect as delegates to the general assembly.

Persons voted
for to be desig-
nated, &c.

VII. AND BE IT ENACTED, That in all cases the names of persons voted for, and the offices to which they are respectively elected, shall be designated in each ballot; and the judges of the said elections shall conduct the same in the manner and form prescribed by the act to regulate elections, and the supplements thereto, shall make their return accordingly, and deposit the same, with their polls, in the office of the register of the city, and it shall be the duty of the said register to notify the persons so elected; and in case of vacancy or vacancies in either branch of the city council, the same shall be supplied by election, in the same manner as vacancies in the first branch are directed to be supplied by the original act.

No person to
be eligible, &c.

VIII. AND BE IT ENACTED, That no person shall be eligible to the office of mayor or register, or as a member or as clerk, of either branch of the city council, who holds an office of profit or