

*Chap. 278* AN ACT TO AMEND THE CHARTER OF THE CITY OF MALDEN.

*Be it enacted, etc., as follows:*

1881, 169, § 4,  
amended.

SECTION 1. Section four of chapter one hundred and sixty-nine of the acts of the year eighteen hundred and eighty-one is hereby amended by striking out the word "first", in the second line, and inserting in place thereof

Municipal  
election and  
municipal year.

the word: — second, — so as to read as follows: — *Section 4.* The election of city and ward officers shall take place on the second Tuesday of December annually; and the municipal year shall begin on the first Monday of January following.

1881, 169, § 9,  
amended.

SECTION 2. Section nine of said chapter is hereby amended by striking out the whole of said section and inserting in place thereof the following: — *Section 9.*

Election of  
mayor, alder-  
men, etc.

On the second Tuesday of December annually the qualified voters in the several wards shall give in their votes by ballot for mayor, aldermen, common councilmen and school committee, in accordance with the provisions of this act. All the votes so given shall be assorted, counted, declared and recorded in open ward meeting, by causing the names of the persons voted for and the number of votes given for each to be written in the ward record at length.

Certificates  
of election of  
members of  
the common  
council.

The clerk of the ward, within twenty-four hours thereafter, shall deliver to the persons chosen members of the common council certificates of their election respectively, signed by the warden and the clerk and a majority of the inspectors of elections, and shall deliver to the city clerk a copy of the record of such elections, certified in like manner. The board of aldermen shall, within ten days

Person chosen  
mayor to be  
notified, etc.

thereafter, examine the copies of the records of the several wards, certified as aforesaid, and shall cause the person who shall have been chosen mayor to be notified in writing of his election; but if it shall appear that no person has been chosen, or if the person chosen shall refuse to accept the office, the board shall issue warrants for a new election, and the same proceedings shall be had in all respects as are hereinbefore provided for the choice of mayor, and from time to time shall be repeated until a mayor shall be chosen and shall accept said office. Whenever by reason of sickness or other cause the mayor shall be disabled from performing the duties of his office, or whenever he shall be absent temporarily from the city, the

By whom duties  
may be per-  
formed in case  
of disability  
of mayor.

chairman of the board of aldermen, or, in the event of his disability or absence, the president of the common council, shall become acting mayor during the period that the mayor is disabled or absent. The acting mayor shall during the continuance of such disability have all the rights and powers of mayor, except that he shall not when so acting make any permanent appointment, unless such disability of the mayor has continued for a period of thirty days, nor shall he approve or disapprove any ordinance, order, resolution or vote, until within twenty-four hours of the time when it would take effect without the approval of the mayor. In case such disability of the mayor continues for a period exceeding sixty days the city council, by concurrent vote, may at any time after the expiration of that period declare a vacancy to exist in the office of mayor, and on the death or resignation of the mayor it shall be the duty of the city council to declare such vacancy immediately. Whenever it appears that there is a vacancy in the office of mayor the board of aldermen shall issue warrants for a new election as above provided. Whenever there is a vacancy in the office of mayor pending the election and installation of a new mayor, as provided in this section, the chairman of the board of aldermen, or, in the event of his disability or absence, the president of the common council, as above provided, shall act as mayor, and possess the same rights and powers as mayor during such vacancy as are above provided for in the case of acting mayor. Each alderman shall be notified in writing of his election by the mayor and aldermen for the time being. The oath prescribed by this act shall be administered to the mayor by the city clerk, or by any justice of the peace. The aldermen and common councilmen elect shall on the first Monday of January, at eight o'clock in the evening, meet in convention, when the oath required by this act shall be administered to the members of the two boards present, by the mayor, or by any justice of the peace; and a certificate of such oath having been taken shall be entered upon the journals of the mayor and aldermen and of the common council, by their respective clerks. After the oath of office has been administered as aforesaid the two boards shall separate; the board of aldermen shall be organized by the selection of a chairman, who shall, in the absence of the mayor, preside over that board and at the joint meetings of the

Vacancy in  
office of mayor.

Aldermen to  
be notified of  
election.  
Oath of office  
of mayor,  
aldermen, etc.

Organization  
of board of  
aldermen and  
common  
council, etc.

two boards; and the common council shall be organized by the choice of a president and clerk, to hold their offices respectively during the pleasure of the common council, the clerk of the common council to be sworn to the faithful performance of the duties of his said office. In case of the absence of the mayor elect on the first Monday of January, or if the mayor shall not then have been chosen, the city council shall organize itself in the manner hereinbefore provided, and may proceed to business in the same manner as if the mayor were present; and the oath of office may at any time thereafter, in convention of the two boards, be administered to the mayor and any member of the city council who may have been absent at the organization. Each board shall keep a record of its own proceedings, and judge of the election of its own members; and in case of failure of election, or in case of vacancy declared by either board, the mayor and aldermen shall issue their warrant for a new election.

Each board to keep a record of its proceedings, etc.

SECTION 3. This act shall take effect upon its passage.

*Approved May 2, 1900.*

*Chap. 279* AN ACT TO PROVIDE FOR THE REIMBURSEMENT OF PROBATION OFFICERS FOR EXPENSES INCURRED BY THEM IN THE PERFORMANCE OF THEIR DUTIES.

*Be it enacted, etc., as follows:*

1894, 229, § 1, amended.

SECTION 1. Section one of chapter two hundred and twenty-nine of the acts of the year eighteen hundred and ninety-four is hereby amended by striking out in the seventh line, the word "one", and inserting in place thereof the word:—two,—so as to read as follows:—  
*Section 1.* Actual disbursements for necessary expenses made by probation officers while in the performance of their duties shall be reimbursed to them out of the treasuries of the counties in which they serve, after approval by the court or justice by whom they are appointed, provided that no officer shall be allowed for such disbursements a greater sum than two hundred dollars in any one year.

Probation officers to be reimbursed for expenses incurred, etc.

SECTION 2. This act shall take effect upon its passage.

*Approved May 2, 1900.*