

HOUSE....No. 55.

[Reported by the Committee on the Judiciary.]

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Fifty.

AN ACT

In further addition to An Act, to establish the City of Charlestown.

Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :—

1 SECT. 1. The several acts concerning the city of
2 Charlestown, are hereby amended as follows: The
3 board of aldermen shall hold their offices until the
4 first Monday of January in each year, and until a
5 majority of the new board shall be elected and quali-
6 fied. And whenever it shall appear that a majority
7 of the new board has not been elected, previously to
8 the said first Monday in January, a record of the fact

9 shall be made by the mayor and aldermen for the
10 time being, and an attested copy thereof shall be read
11 by the city clerk, at the opening of the convention to
12 be held on that day, as is now provided in the case of
13 no election of mayor.

1 SECT. 2. The wardens, ward clerks, and inspectors,
2 shall also hold their offices until their respective suc-
3 cessors are qualified. And in case of the resignation
4 of any of those officers, or of the refusal of any one
5 elected to accept such office, or of a vacancy occa-
6 sioned by removal, or otherwise, and, on the same
7 being duly notified to their ward, the vacancy may be
8 filled at any ward meeting.

1 SECT. 3. In case of the temporary absence of both
2 the warden and the ward clerk, one of the inspectors
3 shall preside until a warden is chosen, pro tempore.
4 Such warden may be qualified by the presiding in-
5 spector, and he may also qualify the ward clerk,
6 when chosen, pro tempore. In case of the temporary
7 absence of the inspectors, or any of them, inspectors
8 may be chosen pro tempore, who may be qualified by
9 the presiding warden. And the choice of any of
10 these officers, pro tempore, may be made by nomina-
11 tion, and by hand-vote, if the voters present so deter-
12 mine.

1 SECT. 4. In case of the failure of an election of
2 any of the overseers of the poor, or of the school
3 committee, new trials shall be had until the elections
4 are completed; and for this purpose ward meetings
5 may be adjourned from day to day.

1 SECT. 5. The mayor and aldermen, for the time

2 being, shall be the judges of the returns, and of the
3 elections of the overseers of the poor, and of the school
4 committee, and shall cause the persons ascertained by
5 them to be elected, to be notified of their election ;
6 and, on being notified of any vacancy in either of said
7 boards, they may issue their warrants for a new
8 election.

1 SECT. 6. After the present municipal year, the
2 school committee shall consist of thirteen members, as
3 follows: the mayor, who shall be, ex officio, presi-
4 dent, and twelve others, four to be chosen from and
5 by each ward.

1 SECT. 7. No board, or committee of the city coun-
2 cil, or of either branch thereof, shall make any con-
3 tracts on behalf of, and binding upon said city, the
4 amount of which contracts shall exceed the specific
5 appropriations of the city council, previously made
6 therefor.

1 SECT. 8. No member of the board of aldermen,
2 or of the common council, shall hold any office in
3 the city, the salary of which is payable out of the
4 city treasury.

1 SECT. 9. All portions of former acts, in relation to
2 said city, which are inconsistent with the provisions
3 of this act, are hereby repealed.

1 SECT. 10. This act shall not go into operation
2 until a majority of the citizens voting thereon, by yea
3 and nay, and by ballot, shall accept the same, at
4 ward meetings duly notified for the purpose, at which
5 meetings the polls shall be kept open at least six

6 hours, and the check lists shall be used, as at the
 7 elections of state and city officers. And if this act
 8 shall be so accepted, it shall take effect from and
 9 after its acceptance, as aforesaid.