

previously notified in writing to every member, or be left at his usual place of abode, as in the case of other special meetings, and if eight members at least, including the offender, be present at such special meeting, the Council so assembled shall have power, after due trial and proof of the offence, (in such manner as may be determined at such meeting,) to punish the offender by reprimand, fine or expulsion, as any seven of the members then present shall think fit; provided that in the case of expulsion, the person so expelled shall forthwith cease to be a member of the City Council, and forfeit all rights, powers and privileges enjoyed by him as such, and the Mayor shall immediately order a new Election to supply the vacancy occasioned by such expulsion as in the case of other extraordinary vacancies; and provided also, that in case a fine shall be imposed, the same shall in no case be more than five pounds, to be recovered with costs, in the name of the City Treasurer, who is hereby authorized and required to sue for the same before any competent Court in a summary manner, in which a certificate under the hand of the City Clerk shall be conclusive evidence of the defendant's liability, which certificate the said City Clerk is hereby authorized and required to furnish without fee or reward.

Meetings of the City Council may be adjourned from day to day.

City Council to annually appoint a City Clerk, an Auditor, a City Treasurer, Marshal, Clerk of the Market, Constables, Surveyors of Roads, Collectors of Rates, Pound Keepers, Harbour Master or Wharfinger.

Power to displace officers, and impose penalties for neglect of duties; and grant salaries.

Officers to be sworn.

City Clerk, Wharfinger, Collector of Rates, or other officer accountable for City Revenue, to give security by bond.

City Treasurer to give bond in £500.

City Treasurer to receive all rates, taxes, fines, &c.

City Treasurer not to pay out moneys without an written order of the City Council.

XLVI. And be it enacted, That any meeting of the City Council to be held under this Act may be adjourned from day to day for three days in the whole, and no longer.

XLVII. And be it enacted, That at the first meeting of the City Council after every annual Election, or at any subsequent meeting the said City Council, if they see fit, may nominate and appoint from time to time out of respectable citizens of the said City, a City Clerk, who shall also be the law adviser of the City Council, (and whose duties and responsibilities in relation to the said City and to all the officers to be appointed within the same, and to every of them, shall in all respects be the same as the duties and responsibilities of the Clerk of the Peace of any County in this Province,) an Auditor, a City Treasurer, a City Marshal, a Clerk of the Market, and so many Constables, Surveyors of Roads, Collectors of Rates, Pound Keepers, Harbour Master or Wharfinger, according to the true intent and meaning of this Act or any bye law; and to define the duties of such officers, and their respective terms of office, which, except in the cases of the City Clerk and Treasurer, shall not be longer than one year, unless they be re-appointed; and the City Council may also remove or displace any of the said officers, and appoint others in their stead, and to impose penalties for the non-performance of duties, or other misdoings of such officers, and to cause such penalties to be levied and recovered by distress or otherwise, as such Council may direct, and shall grant and allow in any year, by stated salary or otherwise, to the City Clerk and other officers so to be appointed as aforesaid, such allowance or other compensation for their services as the said City Council may think fit; provided that no person shall be capable of acting in any office to which he may be appointed by the City Council until he shall have been sworn, or have affirmed (if a Quaker) before the Mayor of the City, that he will diligently, faithfully and impartially, and to the best of his ability, discharge the several duties appertaining to the office to which he has been appointed, so long as he shall hold the same.

XLVIII. And be it enacted, That no person shall be capable of acting as City Clerk, Wharfinger, Collector of Rates, or in any other office or capacity accountable for the City Revenues, or any part thereof, until he shall have entered into a bond to the City of Fredericton, with two sufficient sureties, to be approved by the City Council, in such form and for such penal sums as the Mayor shall approve, or any bye law prescribe, conditioned to account for and pay over to the City Treasurer all moneys received by him on behalf of the said City; and provided also, that the City Treasurer, before entering upon the duties of his office, shall enter into a bond to the City of Fredericton, with two or more sureties, to be approved by the City Council, in the sum of five hundred pounds, conditioned for the faithful performance of the duties of his office.

XLIX. And be it enacted, That the Treasurer of the said City shall receive all rates, taxes, assessments, fines, penalties, imposts, or other moneys payable by the inhabitants of the said City, or received for and on account of the revenues of the said City under and by virtue of this Act, or of any bye laws to be made by the City Council by the authority of the same.

L. And be it enacted, That the said City Treasurer shall not pay out any moneys as such Treasurer otherwise than upon an order in writing of the Council of the said City, to be signed by the Mayor, or in his absence, by the Councillor presiding at any meeting of the Council when such moneys were ordered to be paid, and countersigned by the City Clerk or City Auditor.