

ORDINANCE No. 6.

An Ordinance Concerning Appointments, Vacancies, Removals, Bonds, Fees and Salaries of City Officers.

Be it Ordained by the Board of Aldermen of the City of St. Mary, as follows:

SEC. 1. General Clause.—The several officers hereinafter named, and persons and witnesses, shall be allowed such fees for their services rendered in discharging the duties imposed upon them by ordinance, as hereinafter provided.

SEC. 2. Qualifications of the City Attorney—Term of Office.—There may be appointed by the Mayor, by and with the consent of the Board of Aldermen, some suitable person, who, in addition to the qualifications prescribed by ordinance, shall be licensed to practice law in the courts of this State, as city attorney, and he shall hold his office for two years, and until his successor is appointed and qualified.

SEC. 3. Pay of City Attorney.—The city attorney shall be allowed a salary of twenty dollars per annum, and in cases where the defendant is convicted on trial, in which the city attorney shall appear in behalf of the city, a fee of three dollars shall be allowed. In all cases the attorney's fee shall be taxed as costs in the cause.

SEC. 4. Mayor's Fees.—The mayor shall be allowed fees for his services in the mayor's court as provided by statutes.

SEC. 5. Pay of City Marshal.—The city marshal shall receive for his services the sum of \$15.00 per month, and for services of process, warrants and subpoenas, such fees as are allowed constables for like services.

SEC. 6. City Clerk's Fees.—The city clerk shall be allowed fees for his services as follows:

For his attendance at every meeting of the Board of Aldermen, making up the journal, etc. . . .	\$1 00
For issuing every license required by ordinance, to be paid by the applicant.	50
For writing bonds, copying ordinances and such other papers as may be required, per hundred words.	10
For making up poll books of election and notifying the judges of their appointment.	50
For making out tax book.	5 00

Provided, that if the total amount of salary and fees exceed

\$50.00 per annum, all in excess of \$50.00 to be paid into the city treasury.

SEC. 7. Form of Bond, etc.—Official bonds shall be made to the city of St. Mary, and shall be conditioned, when not otherwise prescribed, for the faithful performance, by the officer, of all acts and duties required of him in his office, by any law of the State of Missouri, or ordinance of this city, existing at the date of the bond, or subsequently passed.

SEC. 8. Commissions, When to Issue.—Upon said oath and bond being filed with the city clerk, he shall deliver to the person elected or appointed, except members and officers of the board of aldermen, a commission, in the name of, and signed by the mayor, and under the seal of the city, authorizing and empowering such person to discharge the duties of the office for the term for which he has been elected or appointed, (and until his successor shall have been duly elected or appointed,) and commissioned.

SEC. 9. May Appoint Collector and Other Officers.—The Mayor, with the consent and advice of the board of aldermen, shall have power to appoint a treasurer, collector, street commissioner and city attorney, and such other officers as he may be authorized by ordinance to appoint. (R. S. 1879, 4969.)

SEC. 10. Nominations Rejected, etc.—If any nomination so made, be rejected, the mayor shall immediately make another; if confirmed, the city clerk shall immediately notify the appointee thereof.

SEC. 11. Vacancies in Elective Offices.—If a vacancy in an elective office occur, the mayor shall appoint a person to fill the same until an election be held and a person be elected, and he shall, unless such vacancy occur within six months before the time of holding a general election, immediately order a special election to fill the same.

SEC. 12. Absence from City Vacates Office.—Any officer of the city who shall leave the same with the intention of residing thereout, or to be absent therefrom, without the written permission of the mayor, shall thereby vacate his office, and the mayor shall order an election to fill the same as in case of any other vacancy.

SEC. 13. Leave of Absence Granted.—An officer desiring to be temporarily absent from the city shall apply to the mayor for leave of absence, which may, in the discretion of the mayor, be granted for any time not exceeding thirty

days, and when granted shall be reported to the Board of Aldermen; and any officer who shall be absent from the city more than one week without such leave, shall, at the discretion of the Board, forfeit his office.

SEC. 14. Offices to be Kept in City Hall, etc.—The mayor and marshal, shall keep their offices in the city hall, or in such other place as the Board of Aldermen, by ordinance, may provide.

SEC. 15. Term of Office.—All officers of this city, unless otherwise provided by law or ordinance, shall hold office for one year and until their successors shall be duly elected and qualified, and their terms of office, where not otherwise directed, shall commence on the fourth Monday in April in each year.

SEC. 16. Oaths to be Administered, etc.—The mayor, city clerk, treasurer and street commissioner, are hereby authorized and empowered to administer oaths and affirmations in all cases relating to the several duties of their said offices respectively.

SEC. 17. Bonds.—The official bonds of the following officers shall be in the following sums, to-wit: The city treasurer, one thousand dollars; the city clerk, one hundred dollars; the city marshal, one thousand dollars; the city collector, five hundred dollars; and such other officers as may be elected or appointed by virtue of any law or ordinance now in force, or hereafter ordained, such sum as may be determined and provided by the Board of Aldermen.

SEC. 18. Bonds—When to Give, Oath to Take, etc.—All officers required to give bond by any ordinance of this city, shall, within ten days after their election or appointment as such, enter into a bond to the City of St. Mary in such sum as required by ordinance, with two or more securities, to be approved by the Board of Aldermen; provided, that no person shall be accepted as security on any such official bond who is at the time mayor or member of the Board of Aldermen; and shall, before entering upon the discharge of the duties of their said offices, take and subscribe, or affirm the following oath, viz: That he will support the constitution of the United States, and of this State, and that he possesses all the qualifications required by the laws of this State in relation to cities of the fourth class, and that he will faithfully demean himself in his office. No person shall perform the duties of an office to which he may have been elected or appointed until commissioned.

SEC. 19. New Bond May be Required.—Whenever the mayor or Board of Aldermen is satisfied that the bond of an officer is, or is likely to become, insufficient, he or they may require said officer to give a new bond, and, on failure to comply with the order within the time specified, such office shall be deemed vacant.

SEC. 20. Salaries of Officers.—The several officers and employes hereinafter named shall receive the following compensation per annum for their services, to-wit: The mayor, \$25.00; city marshal, \$180.00; city clerk, such fees as may be prescribed by ordinance; and each member of the Board of Aldermen, \$18.00; the street commissioner, \$1.50 per day for each day he may be actually employed in attending to the duties of his office; and the city collector, 3 per cent. on all taxes, licenses and dues and moneys belonging to the city, collected by him, except fines and road taxes.

SEC. 21. Fees, When Allowed.—The salaries specified in the preceding section shall be in full compensation for the services of each officer therein named; provided, that this section shall not be so construed as to deprive any officer of fees given him by any law or ordinance.

SEC. 22. When no Fees Designated, by what Law Governed.—In any case in which duties devolving upon any officer mentioned in this ordinance are required by ordinance no fee is prescribed therefor, such officer shall be allowed such fees as are allowed State officers for like services.

SEC. 23. This Ordinance to take effect and be in force from and after its passage.

Passed and approved July 15th, 1892.

E. S. LAWBAUGH, Mayor.

Attest: H. G. ROSEMAN, City Clerk.