ENROLLED BILL
(REGULAR SESSION, 1933)

House Bill No. 282

(By Mr. )

Passed March 9, 1933

In Effect from Passage
AN ACT to amend and reenact section three, chapter twenty-five, acts of the legislature, one thousand nine hundred twenty-one (municipal charters), being senate bill number fifty-eight, entitled "a bill creating the municipal corporation of the City of Spencer, defining the boundaries thereof and providing for the government of such city, and defining its powers and liabilities," relating to the tenure of office of the mayor and councilmen of the City of Spencer in the county of Roane.

Be it enacted by the Legislature of West Virginia:

That section three, chapter twenty-five, acts of the legislature, one thousand nine hundred twenty-one (municipal charters), being senate bill number fifty-eight, be amended and reenacted to read as follows:
Section 3. Said city shall be governed in the same manner, by the same laws, have the same powers, and perform the same duties and functions as "The Town of Spencer" immediately before this act shall take effect was governed by, had, could do or might perform; and the powers, duties and liabilities, including the election of officers and the selection, appointment and qualification thereof, of and for said city, shall in all respects be the same as those exercised by "The Town of Spencer," and which it is liable for under the charter and laws defining all such duties, powers, and liabilities thereof, immediately before this act shall take effect. And said city is also vested with all of the powers contained in the charter for "The Town of Spencer," and amendments thereto, and with those contained in chapter forty-seven of the code of West Virginia and the general laws of said state relating to the powers, duties and liabilities of municipal corporations, insofar as the same are not in conflict with said charter and amendments thereto; and said city shall be governed by said charter and laws and derive its powers therefrom, and from the ordinances and by-laws of said town now in force which are not in conflict with or repugnant to said charter and the laws of said state relating to mu-
22 municipal corporations. And said city may, at any time, by resolution duly adopted by its council, change any and all of its ordinances and by-laws or repeal the same, and adopt any others and be governed by and enforce the same, provided the same are not in conflict with or repugnant to said charter and amendments thereto, or of the laws of said state.

28 And the duties, powers and liabilities of the officers of the City of Spencer shall be the same as the officers of "The Town of Spencer," which were in office immediately before the passage of said act, and the mayor and councilmen shall be elected by the registered voters of said city, and (except when elected to fill vacancies) for the term of two years and until their successors shall have been elected and qualified, and said mayor and councilmen shall be residents of said city and shall be entitled to vote for members of its common council at the time of their respective election. The first election under this act shall be held on the fourth Thursday in March, one thousand nine hundred thirty-three, in the city hall in said city under the supervision of the present mayor and councilmen of said city; and each two years thereafter there shall be held an election on the same day at the same place and under the supervision of the
43 councilmen of said city, the mayor and councilmen conducting
44 said elections shall grant certificates to the officers elected, which
45 shall be entered upon the records with the ordinances of said
46 council, and the term of office of said mayor and councilmen so
47 elected shall commence on the first day of April, next after
48 their election, and shall continue for a term of two years there-
49 after, or until their successors are elected; and said officers,
50 when elected, shall have the same duties and have the same
51 powers as the mayor and councilmen of said city had prior to
52 the passage of this act.

53 This bill shall be ratified by the voters of the City of Spencer.

54 There shall be printed on the bottom of each ticket:

55 ☐ For two-year term.

56 ☐ Against two-year term.

57 And a majority vote shall determine the time.
Enrolled H. B. No. 282]

CORRECTLY ENROLLED

John S. Hall
Chairman Senate Committee.

Speaker of the House of Delegates.

J. M. Maines
Clerk of the House of Delegates.

J. M. Maines
President of the Senate.

J. M. Maines
Clerk of the Senate.

The within is....................................................

this........ day of........................................ 1933.

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Governor.

Filed in the office of the Secretary of State
of West Virginia.  MAR. 8, 1933
Wm. S. O'Brien,
Secretary of State