

City of Cambridge,  
In the year one thousand, eight  
hundred and sixty one.

An Ordinance,  
Providing for the appointment,  
and prescribing the duties of  
City Solicitor.

Be it Ordained by the City  
Council of the City of Cambridge,  
as follows; —

Sect. 1. There shall forthwith, and  
hereafter annually, in the month of  
January, and whenever a vacancy  
shall occur, be chosen by ~~the~~ concu-  
rent vote of ~~the two branches of~~  
the City Council, <sup>action being first</sup>  
taken in the Board of Mayor and  
Aldermen, a Solicitor for the City  
of Cambridge, who shall be a res-

ident citizen thereof, an able and  
discreet person, learned in the law,  
and a practitioner ~~as attorney~~  
~~and counsellor at law~~, in the courts  
of the Commonwealth, and who shall  
not hold any other office under the City  
Government during the time he  
shall continue to hold said office of  
Solicitor, and he shall be remov-  
able at the pleasure of the City Council.

Sec. 2. It shall be the duty of said  
City Solicitor, to draft, all bonds,  
deeds, obligations, contracts, leases,  
conveyances, agreements, and other  
legal instruments, of what ~~ever~~  
nature, which may be required  
of him, by any ordinance of the  
City, or order of the Mayor and  
Aldermen, or of the City Council,  
and which, by law, usage, or agree-  
ment, the City is to be at the ex-  
pense of drawing.

Sec. 3. It shall be the duty of said City Solicitor to commence and prosecute all actions and suits to be commenced by the City before any Tribunal in this Commonwealth, whether in law or equity, and also to appear in, defend and advocate the rights and interests of the City, or ~~of~~ any of the officers of the City, in any suit or prosecution for any act or omission in the discharge of their official duties, wherein any estate, right, privilege, ordinance or act of the City Government, or any breach of any ordinance of the City, may be brought in question. And said Solicitor shall also appear before the Legislature of the Commonwealth, or any Committee thereof, and there, in behalf of the City, represent, answer for, defend and advocate the interests of the City, either to prosecute or to defend, and he shall, in all matters, do all and every professional act incident to the office, which may be required of him by the City Government,

or by any joint or Special committee thereof,  
or by any ordinance or order of the City Council.  
He shall also, when required, furnish the  
Mayor and Aldermen, the Common Council,  
or any joint committee, or Special  
committee of either branch of the City Govern-  
ment, and any officer thereof, who may re-  
quire it, in the discharge of his official duties,  
with his legal opinion on any subject touch-  
ing the duties of their respective offices.

Sec. 4. In full compensation for all the  
services of said Solicitor he shall receive  
such salary as the City Council may,  
from time to time, determine. In  
all cases, however, he shall be entitled  
to receive and retain for his own use,  
the legal taxable costs, which may be  
received of the adverse party when the  
City shall recover the same, according  
to the usage and practice of the Courts.

Ordinance <sup>23</sup>

City Solicitor

1861