

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:*

1 SECT. 1. There shall forthwith, and hereafter, annually,
2 in the month of January, and whenever a vacancy shall
3 occur, be chosen by concurrent vote of the City Council,
4 — action being first taken in the board of Mayor and Alder-
5 men, — a Solicitor for the City of Cambridge, who shall be
6 a resident citizen thereof, an able and discreet person,
7 learned in the law, and a practitioner in the Courts of the
8 Commonwealth, and who shall not hold any other office
9 under the City Government during the time he shall con-
10 tinue to hold said office of Solicitor; and he shall be
11 removable at the pleasure of the City Council.

3
1 SECT. 2. It shall be the duty of said City Solicitor, by
2 himself, or by some person by him duly authorized, for
3 whose conduct, skill, and faithfulness, he shall be account-
4 able, to draft all bonds, deeds, obligations, contracts, leases,
5 conveyances, agreements, and other legal instruments of
6 whatever nature, which may be required of him by any
7 Ordinance of the City, or order of the Mayor and Alder-
8 men, or of the City Council, and which, by law, usage or
9 agreement, the City is to be at the expense of drawing.

1 SECT. 3. It shall be the duty of said City Solicitor to
2 commence and prosecute all actions and suits to be com-
3 menced by the City before any tribunal in this Common-
4 wealth, whether in law or equity, and also to appear in,
5 defend, and advocate the rights and interests of the City,
6 or any of the officers of the City, in any suit or prosecution
7 for any act or omission in the discharge of their official
8 duties, wherein any estate, right, privilege, or ordinances or
9 acts, of the City Government, or any breach of any ordi-
10 nance of the City may be brought in question; and said
11 Solicitor shall also appear before the Legislature of the
12 Commonwealth, or any committee thereof, and there, in
13 behalf of the City, represent, answer for, defend, and ad-
14 vocate the interests of the City, either to prosecute or to
15 defend, and he shall in all matters do all and every profes-
16 sional act, incident to the office, which may be required of
17 him by the City Government, or by any joint or special
18 committee thereof, or by any ordinance or order of the City
19 Council. He shall, also, when required, furnish the Mayor
20 and Aldermen, the Common Council, or any joint com-
21 mittee, or special committee, of either branch of the City
22 Government, and any officer thereof who may require it in
23 the discharge of his official duties, with his legal opinion on
24 any subject touching the duties of their respective offices.

Solicitor

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

IN COMMON COUNCIL, }
Feb. 13, 1861.

Ordered to a second reading.

Attest, JAMES M. CHASE, *Clerk.*

Feb. 20. — Laid upon the table, and ordered to be printed.

Attest, JAMES M. CHASE, *Clerk.*

CITY OF CAMBRIDGE.

IN COMMON COUNCIL, Feb. 13th, 1861.

THE Joint Standing Committee on Ordinances, to whom
was referred so much of the Mayor's Address as relates to
the appointment of a City Solicitor, have considered the sub-
ject, and respectfully submit the accompanying Ordinance.

J. SHEPARD,

For the Committee.