

MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 1479

H. P. 1014

House of Representatives, March 8, 1967

Referred to Committee on Legal Affairs. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Couture of Lewiston.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

AN ACT Relating to Election of Aldermen at Large for City of Lewiston and Increasing Their Compensation.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. P. & S. L., 1939, c. 8, Art. I, § 2, repealed and replaced. Section 2 of article I of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof:

Sec. 2. City council and board of aldermen created. The administration of all fiscal, prudential and municipal affairs of said city, except as otherwise herein provided, shall be vested in one body to be denominated and known as the city council. The city council shall consist of one principal magistrate to be styled the mayor and a council of 7 to be styled the board of aldermen. The mayor shall be an inhabitant of said city, qualified to vote therein and elected at large. The aldermen likewise shall be inhabitants of said city, elected at large, and qualified to vote in the ward in which each resides for at least one year prior to the date of the filing of petitions provided for in article III, section 3, but not more than one alderman shall reside in any one ward at any one time to the end that each ward shall have one resident alderman only.

Sec. 2. P. & S. L., 1939, c. 8, Art. II, § 1, amended. The first sentence of section 1 of article II of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof:

An election shall be held on the last Monday in November of each year, at which the qualified voters of the city shall ballot for a mayor, and the qualified voters of each ward shall ballot for a warden and a ward clerk and every 2nd year, at such election, the qualified voters of the city shall also ballot for a 7-member board of aldermen.

Sec. 3. P. & S. L., 1939, c. 8, Art. III, § 1, amended. The 3rd sentence of section 1 of article III of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof :

The petition of a candidate for alderman shall be signed by not less than 100 nor more than 200 qualified voters of the ward wherein the candidate resides.

Sec. 4. P. & S. L., 1939, c. 8, Art. III, § 4, repealed and replaced. Section 4 of article III of chapter 8 of the private and special laws of 1939 is repealed and the following enacted in place thereof :

Sec. 4. Ballot. The face of the ballot shall be in substantially the following form:

City of Lewiston
Regular (or Special) City Election
Official Ballot
Ward

Candidates for office in the City of Lewiston at an election held on Monday, the day of, 19.....

INSTRUCTIONS: To vote for any person, make a cross in the square at the right of the name voted for. Do not vote for more than one candidate for mayor, warden or ward clerk. Do not vote for more than one candidate for alderman per ward.

For Mayor

.....
No. Street
.....
No. Street

For Aldermen (when applicable)

Ward One

.....
No. Street
.....
No. Street

Ward Two

.....
No. Street
.....
No. Street

ETC.

For Warden

.....
No. **Street**

No. **Street**

For Ward Clerk

.....
No. **Street**

No. **Street**

(Names of candidates for each office to be in alphabetical order and followed by blank space for name of voter's choice not nominated.)

(Facsimile signature)

.....
City Clerk

and on the back of the ballot shall appear the following:

City of Lewiston

Regular (or Special) City Election

OFFICIAL BALLOT

Ward

(Facsimile signature)

.....
City Clerk

Sec. 5. P. & S. L., 1939, c. 8, Art. V, § 1, repealed and replaced. Section 1 of article V of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof:

Sec. 1. President of council. The member of the city council receiving the highest number of votes in his election to the office of alderman shall be its president for its 2-year term. His duties shall be to preside in the absence of the mayor. In the event of a vacancy in the office of mayor, he shall perform the duties of that office until a mayor shall have been elected and qualified, save he shall make no appointments which by the terms of this charter the mayor may be required to make. While so acting he shall be entitled to the same compensation that the mayor would have received, in which case he shall not be compensated as an alderman. In the event two or more members are tied in receiving the highest number of votes in their election to the office of alder-

men, the city council shall, as early in the term as may be, by ballot elect one of their number to be said president.

Sec. 6. P. & S. L., 1939, c. 8, Art. V, § 9, repealed and replaced. Section 9 of article V of chapter 8 of the private and special laws of 1939, as amended, is repealed and the following enacted in place thereof:

Sec. 9. Compensation. The members of the board of aldermen shall be paid the sum of \$1,300 per year as full compensation for their services, in whatever capacity to this city. Payment shall be made in equal monthly installments.

Referendum; effective date; certificate to Secretary of State. This Act shall take effect 90 days after adjournment of the Legislature only for the purpose of permitting its submission to the legal voters of the City of Lewiston present and voting at the next municipal election to be called by the municipal officers of the City of Lewiston.

The city clerk shall prepare the required ballots on which he shall reduce the subject matter of this Act to the following question: "Shall the Act Relating to Election of Aldermen at Large for City of Lewiston and Increasing Their Compensation, passed by the 103rd Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This Act shall take effect for all purposes hereof upon its acceptance by a majority vote of the legal voters voting at said election; provided that the total number of votes cast for and against the acceptance of this Act at said election equals or exceeds 20% of the total vote for all candidates for Governor in said city at the next preceding gubernatorial election, except that the salary increases for aldermen shall become effective January 1, 1969.

The result of such election shall be declared by the municipal officers of the City of Lewiston and due certificate filed by the city clerk with the Secretary of State.