

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
104th LEGISLATURE

COMMITTEE AMENDMENT " A " to H. P. 965, L. D. 1255, Bill,
"AN ACT to Grant a New Charter to the City of Belfast."

Amend said Bill in Article II by striking out all of
section 4 (same in L.D.) and inserting in place thereof the
following:

'Sec. 4. Forfeiture of office. Any member of the council
shall forfeit his office if the member (1) lacks at any time during
his term of office any qualifications for the office prescribed by
this charter or by law; (2) violates any express prohibitions
of this charter; (3) sustains final conviction of a felony while
in office; or (4) fails to attend three consecutive regular meetings
of the council without being excused by the council.'

Further amend said Bill in Article II by adding at the
end of section 5, before the period, the words and punctuation
'and further, no teacher shall be eligible to serve on the city
council'

Further amend said Bill in Article VI by striking out in the
first line of section 3 (same in L.D.) the word "may" and inserting
in place thereof the word 'shall'

Further amend said Bill in Article VI by adding at the end
of subsection (a) of section 11 (same in L.D.) the following sentence:

(Filing No-H-421)

(Over)

'The associate member shall act in the stead of a member who is unable to act because of interest, physical disability or temporary absence from the State.'

Further amend said Bill by inserting after Article VII, a new Article, as follows: (same in L.D.)

'Article VIII

Charter amendment

1. Proposal of amendment. Amendments to this charter may be framed and proposed:
- A. In the manner provided by law, or
 - B. By ordinance of the city council containing the full text of the proposed amendment and effective upon adoption, or
 - C. By the registered voters of the city, or
 - D. By report of a charter commission created by ordinance.

Proposal of an amendment by the registered voters of the city shall be by petition containing the full text of the proposed amendment. The petition must be signed by registered voters of the city equal in number to at least 20% of the total number of registered voters.

Sec. 2. Election. Upon passage of an ordinance, or upon receipt of a petition finally determined sufficient, or upon receipt of the report of a charter commission, proposing an amendment pursuant to subsection 1, the city council shall submit the proposed amendment to the voters of the city at an election. Such election shall be announced by a notice containing the complete text of the proposed amendment and published in one or more newspapers of general circulation in the city at least 30 days prior to the date of election.

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The election shall be held not less than 60 and not more than 120 days after the adoption of the ordinance or the final determination of sufficiency of the petition or report proposing the amendment.

Sec. 3. Adoption of amendment. If a majority of the qualified voters of the city voting upon a proposed charter amendment vote in favor of it, the amendment shall become effective at the time fixed in the amendment or, if no time is therein fixed, 30 days after its adoption by the voters.'

Further amend said Bill by renumbering Article VIII to be Article IX; and by adding at the end of section 4 (same in L.D.) the following sentence: 'All elective officers shall hold office until their successors are elected or their term expires.'

Further amend said Bill in renumbered Article IX by inserting after section 5, a new section, as follows:

'Sec. 6. Amendatory clause. All Acts or parts of Acts of the private and special laws of Maine relating to the City of ~~Belfast which are inconsistent with the provisions of this charter~~ are repealed.'

Further amend said Bill in renumbered Article IX by renumbering sections sections 6 and 7 to be sections 7 and 8.

Reported by the Committee on Legal Affairs.

Reproduced and distributed under the direction of the Clerk of the House.

(Filing No. H-421)

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