

MAINE STATE LEGISLATURE

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ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 45

S. P. 37

In Senate, January 11, 1977

Referred to the Committee on Public Utilities. Sent down for concurrence and ordered printed.

MAY M. ROSS, Secretary

Presented by Senator Collins of Aroostook.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT to Revise the Charter of the Aroostook-Prestile Treatment District.

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

P & SL 1973, c. 95, §§ 11 and 12 are repealed and the following enacted in their place:

Sec. 11. Trustees. All of the affairs of the district shall be managed by a board of trustees which shall consist of 12 members. Nine of the trustees shall be public trustees appointed in the following manner: Three of the trustees shall be appointed by the city council of the City of Presque Isle; 3 of the trustees shall be appointed by the city council of the City of Caribou; one of the trustees shall be appointed by the trustees of the Presque Isle Sewer District from their number; one of the trustees shall be appointed by the trustees of the Caribou Utilities District from their number; and one of the trustees shall be appointed by the board of selectmen of the Town of Easton. Three of the trustees shall be industrial user representatives and shall be selected by the industrial users, as that term is defined by 40 C.F.R. Section 35.905-8 and as it may be from time to time amended, of the district in such manner as they shall jointly determine. No public trustee shall be a director, officer or employee of an industrial user. The terms of the public trustees shall be for 3 years, except for the initial trustees whose term shall be determined by lot with 3 trustees serving for a one-year term, 3 trustees for a 2-year term and 3 trustees for a 3-year term. Trustees shall be eligible for reappointment.

No employee of the Presque Isle Sewer District, the Caribou Utilities District or the district shall be eligible for appointment to the board of trustees. If any of the offices of trustee shall become vacant, the entity ap-

pointing the trustee shall appoint a successor to fill the term of the vacant trustee.

Sec. 12. Procedures. A quorum of the trustees able to conduct any business shall be 7 in number; all votes shall be by a majority of those present and voting. The trustees from their own number shall choose a chairman and a clerk. The trustees may from time to time adopt, establish and amend bylaws consistent with the laws of the State of Maine, and necessary for their own convenience in the proper management of the affairs of the district and perform any other acts within the powers delegated to them by law. The trustees, by specific resolution, may authorize agents and employees of the district to execute any and all proper contracts or other documents of any nature in the name of the district. The trustees shall keep a record of their votes and resolves.

The trustees may appoint, determine the compensation, and, at its pleasure, remove a treasurer and such other officers, employees, agents or outside consultants as it shall deem proper to carry out the functions of the district. The salaries or compensation of all persons appointed or employed under this section, together with other expenses, shall be paid by the district and shall be considered a part of the expense of the operation of the district. The treasurer shall furnish bond in such sum and with such sureties as the trustees shall approve, the cost thereof to be paid by the district.

The public trustees shall be compensated \$25 per day or part of a day for their services and all trustees shall be paid for necessary travel and other expenses at the same rates as are employees of the State of Maine.

Trustees shall make an annual report of their activities and finances for the preceding year and shall submit a copy thereof to the municipal officers of Presque Isle, Caribou and Easton, the Department of Environmental Protection and to any citizen of the district who shall request one. The financial portion of the report shall be certified by a certified public accountant.

The district shall have a seal consisting of a circular die bearing the words "Aroostook-Prestile Treatment District, 1973" which may be used whenever deemed advisable by the trustees on papers and documents issued or executed by it or its officers or employees on its behalf.

STATEMENT OF FACT

The intent of this bill is to broaden representation on the board of trustees of the Aroostook-Prestile Treatment District.