

MAINE STATE LEGISLATURE

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(EMERGENCY)

FIRST REGULAR SESSION

ONE HUNDRED AND ELEVENTH LEGISLATURE

Legislative Document

No. 669

H.P. 588

House of Representatives, February 10, 1983

Received by the Clerk of the House on February 10, 1983. Referred to the Committee on Public Utilities, and printed pursuant to Joint Rule 14.

EDWIN H. PERT, Clerk

Presented by Speaker Martin of Eagle Lake.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-THREE

AN ACT to Amend the Charter of the Eagle
Lake Water District to Provide for the
Election of Trustees.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, it is the desire of the inhabitants of the Eagle Lake Water District to change their charter to allow for the election of trustees; and

Whereas, this bill is urgently needed to permit the change with the least possible disruption; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preser-

1 vation of the public peace, health and safety; now,
2 therefore,

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

5 P&SL 1955, c. 162, §9, as amended by P&SL 1967,
6 c. 65, §2, is repealed and the following enacted in
7 its place:

8 Sec. 9. Board of trustees. Notwithstanding any
9 other provision of law, all the affairs of the dis-
10 trict shall be managed by a board of trustees com-
11 posed of 3 members elected from inhabitants of the
12 district as provided in this section, but none of the
13 selectmen or town manager of the town may be elected
14 to the board of trustees. The president shall be a
15 member of the board of trustees, but the board may
16 elect other officers from persons who are not members
17 of the board. At the annual town meeting held in
18 March of 1983, the voters shall elect 3 trustees to
19 serve as follows: One to serve a term of one year,
20 one to serve a term of 3 years and one to serve a
21 term of 5 years. As the term of each trustee
22 expires, a successor trustee shall be elected at the
23 municipal election for a term of 5 years or until a
24 successor is elected and qualified. Whenever any
25 trustee who was elected as a resident of the district
26 ceases to be a resident of the district, he vacates
27 the office of trustee. All trustees shall be eligi-
28 ble for reelection. Vacancies in the office of
29 trustee shall be filled for the unexpired term at a
30 special municipal election. As soon as convenient
31 after the members of the board have been elected, the
32 trustees shall hold a meeting in the Town of Eagle
33 Lake; organize by the election of a president and
34 clerk; adopt a corporate seal; and choose a treasurer
35 and, when necessary, all other needful officers and
36 agents who, with the treasurer, shall serve at their
37 pleasure and whose compensation shall be fixed by the
38 trustees. Whenever a vacancy occurs in the office of
39 the president, clerk or treasurer, it shall be
40 promptly filled by the board of trustees. They may
41 also ordain and establish such bylaws as are neces-
42 sary for their own convenience and the proper manage-
43 ment of the affairs of the district. The trustees

1 may procure an office and incur such expense as may
2 be necessary. The treasurer shall furnish bond in
3 such sum and with such sureties as the trustees may
4 approve. Members of the board shall be eligible to
5 any office under the board.

6 **Emergency clause.** In view of the emergency
7 cited in the preamble, this Act shall take effect
8 when approved.

9 STATEMENT OF FACT

10 The purpose of this bill is to permit the
11 Trustees of the Eagle Lake Water District to be
12 elected from inhabitants of the district for 5-year
13 terms instead of appointed by municipal officers for
14 a 3-year term. This is a charter change which will
15 work to the betterment in operating the affairs of
16 the district.

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