

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE
4

5 Legislative Document

No. 1460

6
7 S.P. 547

In Senate, May 3, 1985

8 Reference to the Committee on Local and County Government suggested
9 and ordered printed.

10 JOY J. O'BRIEN, Secretary of the Senate

Presented by Senator Najarian of Cumberland.

11 Cosponsored by Representative Dillenback of Cumberland,
Representative Nelson of Portland and Representative Cooper of Windham.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FIVE
16

17 AN ACT to Authorize a Self-liquidating Bond
18 Issue for the County of Cumberland to Raise
19 Funds for the Construction of a Courthouse
20 Addition, Capital Improvements to the Existing
21 Structure and a Related Parking Facility.
22

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

25 Sec. 1. To raise money for courthouse construc-
26 tion, capital improvements and a related parking fa-
27 cility. The county commissioners of Cumberland Coun-
28 ty are authorized to raise and expend, by issuing
29 bonds or notes, a sum not to exceed \$6,600,000 for
30 courthouse construction, capital improvements and
31 such related parking and other facilities as the
32 county commissioners may deem advisable.

33 Sec. 2. Bonds or notes. To provide funds for
34 courthouse construction and capital improvements and
35 such related parking or other facilities as the coun-
36 ty commissioners deem advisable, the Treasurer of

1 Cumberland County, with the approval of the county
2 commissioners, may borrow from time to time upon the
3 full faith and credit of the county such sums, not
4 exceeding in aggregate \$6,600,000, as may be neces-
5 sary, and may issue bonds or notes for those funds
6 which shall bear on their faces the words "Cumberland
7 County Capital Improvement Bonds, Act of 1985" or
8 "Cumberland County Capital Improvement Notes, Act of
9 1985."

10 Each authorized issue shall be payable in such
11 annual installments, not to exceed 30 years from the
12 date of issuance, as will extinguish each loan in not
13 more than 30 years from its date, and so that the
14 amount of each annual payment of principal in any
15 year shall not be less by more than \$50,000 than the
16 amount of the principal of the loan payable in any
17 subsequent year. The bonds or notes shall be signed
18 by the treasurer of the county and countersigned by
19 the chairman of the county commissioners. The bonds
20 shall be valid without first obtaining the consent of
21 the county, as provided in the Maine Revised Stat-
22 utes, Title 30, sections 302 and 404. The county may
23 sell such securities at public or private sale upon
24 such terms and conditions as the county commissioners
25 deem proper, but not less than par and accrued inter-
26 est.

27 **Sec. 3. Temporary notes.** The county treasurer,
28 with the approval of the county commissioners, may
29 issue temporary notes of the county, payable in not
30 more than one year from their dates, in anticipation
31 of the issue of serial bonds or notes under this Act
32 and may renew the same, but the time within which the
33 serial bonds or notes become due and payable shall
34 not, by reason of the temporary notes, be extended
35 beyond the term fixed by this Act. Any notes issued
36 in anticipation of the serial bonds or notes shall be
37 paid from the proceeds of the bonds.

38 **Sec. 4. Appropriation.** The following funds are
39 appropriated from the General Fund to carry out the
40 purposes of this Act.

41 1985-86

42 SECRETARY OF STATE,

1 DEPARTMENT OF

2 All Other \$3,000
3 This fund shall be used
4 to carry out the ballot
5 printing and election
6 costs of this Act. Any
7 unexpended balance shall
8 carry forward until June
9 30, 1986.

10 Sec. 5. Referendum; effective date. Sections 1,
11 2 and 3 of this Act shall be submitted to the legal
12 voters of Cumberland County. The submission is to be
13 at the discretion of the county commissioners of Cum-
14 berland County, but not later than 18 months after
15 the adjournment of the Legislature. The county com-
16 missioners are authorized to raise and expend such
17 funds as are necessary to implement the referendum.

18 The county clerk of Cumberland County shall pre-
19 pare the required ballots on which he shall state the
20 subject matter of this Act in the following question:

21 "Shall Cumberland County be authorized to raise
22 and expend an amount not to exceed \$6,600,000 for
23 the construction of a court addition, capital im-
24 provements to existing court facilities and a re-
25 lated parking facility in Portland?"

26 The voters shall indicate by a cross or check
27 mark placed against the words "Yes" or "No" their ac-
28 ceptance or rejection of the same.

29 Sections 1, 2 and 3 of this Act shall take effect
30 for all the purposes of this Act immediately upon ac-
31 ceptance by a majority of the legal voters voting at
32 the election.

33 The result of these elections shall be declared
34 by the county commissioners of Cumberland County in
35 due certificates filed by the county clerk with the
36 Secretary of State.

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STATEMENT OF FACT

The intent of this bill is to authorize the commissioners of Cumberland County to obtain the permission of the voters of Cumberland County by referendum to issue bonds up to a total of \$6,600,000 for the purpose of constructing a new court facility for the Ninth District Court serving Southern Cumberland County and the Maine Administrative Court and renovations to provide additional space for the Cumberland County Superior Court, all of which to be repaid for by a 20-year lease to the Judicial Department. This bill also authorizes the construction of a public parking facility to be constructed adjacent to such a facility. Such a facility would be designed to accommodate approximately 400 vehicles and would serve to resolve the crucial need for additional courthouse parking, with projected revenues expected to meet and exceed initial costs over the life of the bond issue.

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