

MAINE STATE LEGISLATURE

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Sixty-Seventh Legislature.

HOUSE.

No. 204.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED
AND NINETY-FIVE.

AN ACT to amend "An Act to incorporate the city of
Augusta."

*Be it enacted by the Senate and House of Representatives
in Legislature assembled, as follows:*

SECTION 1. Section 4 of chapter 224 of the Private and
2 Special Laws of 1849 is amended by adding at the end of
3 said section the following:

‘The subordinate officers and agents of the city elected
5 or appointed as provided for in this section shall enter
6 upon the discharge of their official duties on the first day
7 of April, or as soon thereafter as may be, except in cases
8 of elections to fill vacancies. Officers elected to fill vacan-
9 cies shall enter immediately upon their official duties.’ So
10 that said section, as amended, shall read as follows:

Section 4. The executive powers of said city generally, 12 and the administration of police, with all the powers of 13 the selectmen of the town of Augusta, shall be vested in 14 the mayor and aldermen as fully as if the same had been 15 herein particularly enumerated; all other powers not 16 vested in the inhabitants of said town, and all powers 17 granted by this act, shall be vested in the mayor and 18 aldermen and common council of said city, to be exercised 19 by concurrent vote, each board to have a negative upon 20 the other; but all elections of officers by the city council, 21 shall be by joint ballot of the two boards in convention. 22 The city council shall, annually, on the third Monday of 23 March, or as soon thereafter as conveniently may be, elect 24 and appoint all the subordinate officers and agents for the 25 city, for the ensuing year, shall define their duties, and 26 fix their compensation, in cases where such duties and 27 compensation shall not be defined and fixed by the laws 28 of this state; and may by concurrent vote remove officers, 29 when in their opinion sufficient cause for removal exists. 30 All officers shall be chosen and vacancies supplied for the 31 current year, except as herein otherwise directed. All the 32 said subordinate officers and agents shall hold their offices 33 during the ensuing year and until others shall be elected and 34 qualified in their stead unless sooner removed by the city 35 council. All moneys received and collected for or on account 36 of the city, by any officer or agent thereof, shall forthwith 37 be paid into the city treasury. The city council shall take 38 care that moneys shall not be paid from the treasury 39 unless granted or appropriated; shall secure a prompt 40 and just accountability by requiring bonds with sufficient 41 penalty and sureties from all persons trusted with the

42 receipt, custody or disbursement of money ; shall have the
43 care and superintendence of city buildings and the custody
44 and management of all city property, with power to let
45 or sell what may be legally let or sold ; and to purchase
46 and take in the name of the city, such real or personal
47 property, not exceeding the sum of twenty-five thousand
48 dollars, including the property now owned by the town,
49 as they may think useful to the public interest. And the
50 city shall, council as often as once a year, cause to be
51 published for the information of the inhabitants, a partic-
52 ular account of receipts and expenditures and a schedule
53 of the city property ; and no money shall be paid from the
54 treasury unless the same be appropriated by the city coun-
55 cil, and upon a warrant signed by the mayor, which war-
56 rant shall state the appropriation under which the same is
57 drawn. The subordinate officers and agents of the city
58 elected or appointed as provided for in this section shall
59 enter upon the discharge of their official duties on the first
60 day of April, or as soon thereafter as may be, except in
61 cases of elections to fill vacancies. Officers elected to fill
62 vacancies shall enter immediately upon their official
63 duties.'

SECT. 2. Section 18 of said chapter is amended by
2 adding at the end of said section the following :

'The city council shall annually on the third Monday in
4 March or as soon thereafter as conveniently may be, elect
5 or appoint a city marshal who shall hold office for one
6 year from the first day of April, and until his successor
7 shall be elected and qualified. The city marshal so elected
8 shall be city constable with all the powers, duties and lia-

9 bilities appertaining to the office of constable. The city
10 marshal may be removed by the city council.'

So that said section, as amended, shall read as follows :

'Section 18. At the annual election holden for the
13 choice of mayor and aldermen, the qualified electors in
14 each ward shall by ballot elect a constable, who shall be
15 denominated city constable, with all the powers, duties
16 and liabilities appertaining to the office of constable. The
17 city council shall annually on the third Monday in March,
18 or as soon thereafter as conveniently may be, elect or
19 appoint a city marshal, who shall hold office for one year
20 from the first day of April, and until his successor shall
21 be elected and qualified. The city marshal so elected
22 shall be city constable, with all the powers, duties and
23 liabilities appertaining to the office of constable. The
24 city marshal may be removed by the city council.'

SECT. 3. This act shall take effect when approved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
February 22, 1895. }

Reported by Mr. LANE of Augusta, from Committee on Legal Affairs,
and ordered printed under joint rules.

W. S. COTTON, *Clerk.*