

# MAINE STATE LEGISLATURE

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# Sixty-Ninth Legislature.

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HOUSE.

No. 290.

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## STATE OF MAINE.

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

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AN ACT to abolish the Common Council of the City of  
Waterville.

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

The act of legislature of 1887, approved March 4, 1887, en-  
2 titled an act to amende an act incorporating the city of  
3 Waterville is hereby amended as follows:

Section 1. Sections 2, 3, 4, 5 and 6 of said act are hereby  
2 amended so as to read respectively as follows:

'Sect. 2. The administration of all fiscal, prudential and  
4 municipal affairs of said city, with the government thereof,  
5 shall be vested in one principal magistrate to be styled the  
6 mayor, and a board of seven aldermen, designated as the  
7 board of aldermen, all of whom shall be inhabitants of said  
8 city and legal voters therein. Said mayor and board of

9 aldermen shall constitute the city council. All shall be sworn  
10 to a faithful performance of the duties of their respective  
11 offices. The city council shall keep a record of its proceed-  
12 ings, judge of the election of its members, and in case of  
13 vacancies, new elections shall be ordered by the city council.

Sect. 3. The mayor of said city shall be the chief execu-  
15 tive magistrate thereof. It shall be his duty to be vigi-  
16 lant and active in causing the laws and regulations of the  
17 city to be executed and enforced, to exercise a general super-  
18 vision over the conduct of all subordinate officers, and to  
19 cause their violations or neglect of duty to be punished. He  
20 may call special meetings of the city council, when, in his  
21 opinion, the interests of the city require it, by notice in one  
22 or more of the papers printed in the city, or by causing a sum-  
23 mons or notification to be given in hand, or left at the usual  
24 dwelling place, of each member thereof. He shall from  
25 time to time, communicate to the city council, such informa-  
26 tion and recommend such measures as the business and  
27 interests of the city may, in their opinion, require. He shall  
28 preside at the meetings of the city council, but shall have only  
29 a casting vote. The salary and compensation of the mayor  
30 shall be five hundred dollars per year, which shall not be  
31 increased or diminished during his term of office, unless by  
32 the vote of the qualified electors in ward meetings called for  
33 that purpose; nor shall he receive from the city any other  
34 compensation for any services by him rendered in any other  
35 capacity or agency; provided, however, that the city council  
36 may elect the mayor to any city office and allow him a reason-  
37 able compensation for services rendered in such office.

Sect. 4. Every law, act, ordinance, resolve or order, passed  
38 by the city council, excepting rules and orders of a parliamen-  
39 tary character, shall be presented to the mayor for his  
40 approval. If not approved by him, he shall return it with his

41 objection, at the next session of the city council, which shall  
42 enter the objection at large on its journal and proceed to re-  
43 consider the same. If upon such reconsideration, it shall be  
44 passed by a vote of two-thirds of all the members of the city  
45 council, it shall have the same effect as if signed by the mayor.  
46 In case of vacancy in the office of mayor when said act, law,  
47 ordinance, resolve or order be finally passed, the same shall  
48 be voted without approval.

Sect. 5. The officers of police shall be one chief to be styled  
50 city marshal, so many deputy marshals as the city council may  
51 by ordinance prescribe, and so many watchmen and police  
52 as the city council may from time to time appoint.

Sect. 6. The compensation of all subordinate city officers  
54 whatsoever shall be fixed by the city council. All officers of  
55 the police and health departments shall be appointed by nom-  
56 ination by the mayor and confirmation by the aldermen, and  
57 may be removed by them for good cause. All other subordi-  
58 nate officers shall be elected by the city council and such  
59 officers may be removed for good cause by a vote of two-  
60 thirds of all the members thereof. Except as otherwise  
61 specially provided in this act, all subordinate officers shall be  
62 elected annually on the second Monday in March, or as soon  
63 thereafter as may be, and their term of office shall be for one  
64 year and until others are elected and qualified in their place.  
65 All vacancies may be filled by the city council.'

Sect. 2. Section nine of the aforesaid act is hereby  
2 amended by striking out from the sixth line thereof the two  
3 words "two boards" and inserting in the place thereof the  
4 words 'city council.'

Sect. 3. Section twelve of the aforesaid act is hereby  
2 amended by striking out from the third line thereof the three  
3 words "two common councilmen."

Sect. 4. Section thirteen of the aforesaid act is hereby  
2 amended by striking out from the third line thereof the  
3 three words “two common councilmen,” and by striking out  
4 from the thirty-third line thereof the three words “and com-  
5 mon councilmen,” also by changing the last word “the” in  
6 the thirty-sixth line to ‘them,’ striking from the thirty-seventh  
7 line the words “members of the two boards present,” from  
8 the thirty-eighth line the words “after which the board of  
9 common council,” and by striking out the whole of the thirty-  
10 ninth line, and by striking out from the last line of said  
11 section the words “of the board or boards to be convened”  
12 and adding in their place the word ‘thereof.’

Sect. 5. Section fourteen of the aforesaid act is hereby  
2 amended by striking out of the sixth line thereof the words  
3 “or at any conventions of the two boards.”

Sect. 6. Section fifteen of the aforesaid act is hereby  
2 amended by striking out from the first and second lines the  
3 three words “board of aldermen” and inserting in their place  
4 the words ‘city council,’ and by striking out in the third line  
5 the four words “the mayor and aldermen.”

Sect. 7. Section seventeen of the aforesaid act is hereby  
2 amended by striking from the first line thereof the three  
3 words “and common councilmen.”

Sect. 8. This act shall take effect and become operative  
2 after it shall have been approved by the legal voters of Water-  
3 ville in the following manner, to wit: at any legal election  
4 called for that purpose within five years from the approval  
5 of this act by the governor, the following questions may be  
6 submitted to the voters of said city on the Australian ballot  
7 prepared by the city clerk, to wit: “Shall the common coun-  
8 cil be abolished?”

Those voters in favor of the adoption of this act will make  
10 a cross in the square over the word “yes,” and those

11 opposed to its adoption will make a cross in the square over  
12 the word "no."

"Shall the mayor's salary be five hundred dollars?"

Those voters in favor of the adoption of this act will make  
15 a cross in the square over the word "yes," and those opposed  
16 to its adoption will make a cross in the square over the word  
17 "no."

If a majority of the ballots cast at any such election shall  
19 thus be for the adoption of either of said amendments as  
20 stated in either of the aforesaid propositions to be voted on,  
21 then this act shall be regarded as adopted and become opera-  
22 tive as before stated as to the proposition which is or may  
23 be adopted by the vote as aforesaid, and the said charter  
24 amended accordingly.







STATE OF MAINE.

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HOUSE OF REPRESENTATIVES,  
Augusta, March 8, 1899.

Reported by Mr. PHILBROOK of Waterville, from Committee on  
Judiciary, and ordered printed under joint rules.

W. S. COTTON, *Clerk*