

MAINE STATE LEGISLATURE

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NEW DRAFT.

Seventy-first Legislature.

SENATE.

No. 117

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND THREE.

AN ACT to amend the charter of the city of Auburn and to
provide for a board of public works.

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

Section 1. A board, to be known as the Board of Public
2 Works, is hereby established in and for the city of Auburn,
3 which shall have and exercise all the powers and be charged
4 with all the duties relative to the construction, maintenance,
5 care and control of the streets, highways, bridges, sidewalks,
6 drains and sewers in said city which are now conferred or
7 imposed upon the city council, municipal officers and com-
8 missioner of streets, by the charter and ordinances of said
9 city, and the general laws of the State; but this act shall not

10 be construed to deprive the city council or municipal officers
11 of said city of the jurisdiction conferred by law over proceed-
12 ings for the location alteration or discontinuance of streets
13 in said city or of proceedings for the location of tracks in and
14 upon the surface of said streets.

Sect. 2. This board shall consist of five members, one from
2 each ward, who shall be elected by the city council in the
3 month of March.

Sect. 3. At the first election one member shall be elected for
2 one year, one for two years, one for three years, one for four
3 years, and one for five years, and after the first election one
4 member to be chosen each year for a term of five years unless
5 it becomes necessary to fill a vacancy caused by death or
6 resignation, in which event the election shall be for the unex-
7 pired term of the incumbent whose place has been made
8 vacant, and such vacancy may be filled for the remainder of
9 such unexpired term by ballot of the city council in joint
10 convention.

Sect. 4. No member of the city council shall be eligible for
2 service upon this board.

Sect. 5. This board shall on the third Monday in March or
2 soon thereafter as practicable organize by the choice of one
3 of its members as chairman, and shall elect a secretary whose
4 duty it shall be to keep a record of the proceedings of the
5 board, to notify members of meetings and perform such other
6 duties as the board may direct.

Sect. 6. The board shall also elect a superintendent of
2 streets and sewers who shall have executive charge of work
3 under the direction and control of the board and shall at all
4 times conform to all rules and directions of said board. Said
5 superintendent may contract for necessary labor and mate-
6 rials subject at all times to the approval of the board, to
7 whom he shall render an account monthly, or oftener if
8 required, of all receipts, expenditures and outstanding bills.

Sect. 7. The weekly pay roll and all bills not passed upon
2 by the board shall be approved by the chairman of the board,
3 or in his absence by some member designated by him before
4 being paid from the city treasury.

Sect. 8. The compensation of the superintendent of streets
2 and sewers shall be fixed by the board and shall be paid from
3 the appropriation made for the work of the board.

Sect. 9. The board shall, at the beginning of each financial
2 year, submit to the city council for its guidance in making
3 appropriations, a statement of work proposed to be done in its
4 department, with approximate estimates of cost, and such
5 other information regarding its work as may seem to them
6 proper or the city council may require, and shall at the close
7 of the year make a full, detailed report to the city council of
8 receipts and expenditures and of work done; said board shall
9 have no authority to make expenditures in excess of the
10 amount appropriated for its use by the city council, and no
11 part of said appropriation shall be paid to any member of the
12 board for services as a member of the board.

Sect. 10. This act shall take effect when accepted by the
2 city council of the city of Auburn, and the first election of
3 commissioners hereunder shall be held on the third Monday
4 of March, 1903, or as soon thereafter as practicable, if this
5 act shall then have been accepted; otherwise, immediately
6 upon such acceptance. All other acts or parts of acts now
7 in force which conflict with this act are hereby repealed.

Sect. 11. This act shall take effect when approved so far
2 as necessary to authorize the city council of the city of
3 Auburn to take action relative to its acceptance.

STATE OF MAINE.

IN SENATE, February 26, 1903.

Reported by Mr. WING, from Committee on the Judiciary and laid on table to be printed under joint rules.

KENDALL, M. DUNBAR, *Secretary.*