

MAINE STATE LEGISLATURE

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House Amendment A to Senate Document No. 113.

SEVENTY-SEVENTH LEGISLATURE

SENATE

NO. 435

In Senate, March 25, 1915.

On motion by Sen. Swift laid on table pending adoption in concurrence, and ordered printed.

W. E. LAWRY, Secretary.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND FIFTEEN

AN ACT to Amend the Charter of the City of Augusta.

Section 1 of said Act is hereby amended by adding after
2 the word "annually" in the fifth line the words 'beginning
3 with the year nineteen hundred and sixteen'; by striking out
4 the word "December" in the eleventh line, and substituting
5 in place thereof the word 'March,' and by striking out the
6 word "present" in said line, and by adding after the word
7 "year" in said line the words 'nineteen hundred and six-
8 teen'; by striking out the word "present" in the twentieth
9 line and by adding after the word "year" in said line the
10 words 'nineteen hundred and sixteen'; and by striking out

11 the word "December" in the twenty-sixth line and substitut-
12 ing in place thereof the word 'March,' by striking out the
13 word "present" in said line and by adding after the word
14 "year" in said line the words 'nineteen hundred and six-
15 teen'; and by striking out the word "eighteen" in the twen-
16 ty-ninth line and substituting in place thereof the word
17 'seventeen,' so that said section as amended shall read:

'Sect. 1. The municipal election for the choice of may-
19 or, aldermen, councilmen and city constables of the City of
20 Augusta, and of wardens and ward clerks of the several
21 wards in said city, shall be held on the second Monday of
22 December, annually, beginning with the year nineteen hun-
23 dred and sixteen, instead of on the second Monday of
24 March. Said officers chosen at any annual election shall
25 hold their offices one year from the first Monday of Jan-
26 uary next following their election, and until others shall be
27 elected and qualified in their places; except that those that
28 shall be chosen at the election to be held on the second Mon-
29 day of March in the year nineteen hundred and sixteen
30 shall hold their offices from the third Monday of March in
31 the year one thousand nine hundred and sixteen until the
32 first Monday of January in the year one thousand nine hun-
33 dred and seventeen, and until their successors are elected
34 and qualified in their places; provided, however, that if sec-
35 tion two of this act shall be accepted, as hereinbefore pro-
36 vided, by the electors of said city then the municipal elec-
37 tion shall be held biennially, instead of annually, beginning

38 with the second Monday of December in the year nineteen
39 hundred and sixteen, and the aforesaid officers chosen at
40 any biennial election shall hold their offices two years from
41 the first Monday of January next following their election,
42 and until their successors are elected and qualified in their
43 places, except that those that shall be chosen at the election
44 to be held on the second Monday of March in the year nine-
45 teen hundred and sixteen shall hold their offices from the
46 third Monday in March in the year one thousand nine hun-
47 dred and sixteen until the first Monday of January in the
48 year one thousand nine hundred and seventeen, and until
49 their successors are elected and qualified in their places.'

Section 2 of said Act is hereby amended by striking out all
51 the words between "electors of said city the" in the sixth
52 line and "and until their successors are elected" in the sev-
53 enteenth line, and substituting in place thereof the follow-
54 ing: 'officers chosen at the municipal election to be held on
55 the second Monday of March in the year nineteen hundred
56 and sixteen shall hold their offices from the Monday follow-
57 ing their election until the first Monday in January in the
58 year nineteen hundred and seventeen, and until their suc-
59 cessors are elected and qualified in their places, and there-
60 after the municipal election shall be held on the second Mon-
61 day in December biennially beginning with the second Mon-
62 day in December in the year nineteen hundred and sixteen,
63 and the officers chosen at any biennial December election
64 shall hold their offices two years from the first Monday of

65 January following their election,' so that said section as
66 amended shall read :

'Sect. 2. The municipal election for the choice of mayor,
68 aldermen, councilmen and city constables of the city of Au-
69 gusta, and of wardens and ward clerks of the several wards
70 in said city, shall be held once in two years instead of annu-
71 ally. If section one of this act shall be accepted by the
72 electors of said city the officers chosen at the municipal elec-
73 tion to be held on the second Monday of March in the year
74 nineteen hundred and sixteen shall hold their offices from
75 the Monday following their election until the first Monday
76 in January in the year nineteen hundred and seventeen, and
77 until their successors are elected and qualified in their
78 places, and thereafter the municipal election shall be held
79 on the second Monday in December biennially, beginning
80 with the second Monday in December in the year nine-
81 teen hundred and sixteen, and the officers chosen at any
82 biennial December election shall hold their offices two
83 years from the first Monday of January following their elec-
84 tion, and until their successors are elected and qualified in
85 their places. If said section one shall not be accepted by the
86 electors of said city, then the municipal election shall be held
87 on the second Monday in March in the year one thousand
88 nine hundred and sixteen and biennially thereafter on the
89 second Monday in March, and the officers chosen at any bi-
90 ennial March election, beginning with the March municipal
91 election in the year one thousand nine hundred and sixteen.

92 which in such case is deemed the first biennial election,
93 shall hold their offices two years from the Monday follow-
94 ing the biennial election at which they are elected, and until
95 their successors are elected and qualified in their places.
96 Any officer chosen at a special election to fill a vacancy shall
97 hold his office during the unexpired term and until his suc-
98 cessor is elected and qualified in his place.'

Section 5 of said Act is hereby amended by striking out the
100 words "third Monday of March" in the ninth line and sub-
101 stituting in place thereof the words 'first day of January':
102 by striking out the word "sixteen" in the tenth line and
103 substituting in place thereof the word 'seventeen'; and
104 by striking out the words "or for the term of three years"
105 in the seventeenth and eighteenth lines and the words "or
106 for the full term of three years" in the twenty-second
107 line, so that said section as amended shall read:

'Sect. 5. In place of the two commissioners of streets,
109 respectively of the Eastern and Western Districts in said
110 City of Augusta, there shall be one street commissioner
111 who shall have all the powers and perform all the duties
112 heretofore pertaining to the two commissioners of streets.
113 The street commissioner shall be a trained road builder
114 and shall receive a salary of two thousand dollars per year.
115 payable monthly, to be in full for all services rendered said
116 city in any capacity. On the first day of January in the
117 year one thousand nine hundred and seventeen, or as soon
118 thereafter as convenient, the mayor shall appoint the street

119 commissioner to hold office three years from the date of
120 his appointment and until his successor is appointed and
121 qualified; and thereafter the street commissioner shall be
122 appointed triennially: but the mayor may remove the
123 street commissioner from office for cause at any time and
124 appoint another in his place for the unexpired term, sub-
125 ject, however, to removal from office for cause. Likewise
126 the mayor may fill a vacancy at any time occurring, and
127 from whatever cause, in the office of street commissioner,
128 by appointing another person for the unexpired term.'

Section 6 of said Act is hereby amended by striking out
130 after the word "city" in the fifth line of said section the
131 words "at an election to be especially called and held for
132 that purpose on the second Monday of September in the
133 year nineteen hundred and fifteen" and substituting there-
134 for the following: 'at the regular annual election to be held
135 on the second Monday of March, nineteen hundred and
136 sixteen,' so that said section as amended shall read:

'Sect. 6. Sections one, two, three, four and five of this
138 act shall take effect only when accepted, as hereinafter
139 provided, by the electors of said city qualified to vote in a
140 municipal election. Said sections shall be submitted to be
141 voted upon by the qualified electors of said city at the reg-
142 ular annual election to be held on the second Monday of
143 March, nineteen hundred and sixteen. Said election shall
144 be called, advertised and conducted according to the law
145 relating to municipal elections in said city. The ballots to

146 be used in said election shall be in such form as to permit
147 each of said first five sections of this act to be voted on sep-
148 arately by an expression of the voter's opinion on the fol-
149 lowing five questions relating respectively to said first five
150 sections of this act:

Section 1. Shall the municipal elections, in the City of
152 Augusta, for the election of mayor, aldermen, councilmen,
153 constables and ward officers henceforth be held on the sec-
154 ond Monday of December in order that the municipal year
155 may begin on the first Monday of January?

Sect. 2. Shall the mayor, aldermen, councilmen, consta-
157 bles and ward officers be elected biennially to hold office
158 for the term of two years?

Sect. 3. Shall the mayor's salary be changed to twelve
160 hundred dollars per year?

Sect. 4. Shall all the city officers, other than those elected
162 by the people, be appointed by the mayor to serve through
163 the mayor's term of office, excepting that the commission-
164 ers of streets, assessors and overseer of the poor are to
165 be appointed for three-year terms, and all appointed offi-
166 cers to be subject to removal from office by the mayor for
167 cause?

Sect. 5. Shall the mayor appoint one street commissioner,
169 to be a trained road builder, in place of the two commis-
170 sioners of streets and to hold office for the term of three
171 years unless removed from office by the mayor for cause?

Opposite and to the right of each of said questions shall
173 be printed the two words "Yes" and "No," with the usual
174 squares in which the voter is to mark in the manner re-
175 quired by law to express his opinion. Other brief and
176 suitable explanation of the subject matter submitted may
177 be printed on the ballots which in other respects shall con-
178 form with all the requirements of law. Such of the sec-
179 tions so submitted as shall receive more affirmative than
180 negative votes at said election shall be deemed to have been
181 accepted and shall thereupon be in full force and effect.
182 The result of said election shall be declared by the mayor
183 and aldermen, and due certificate thereof filed with the city
184 clerk and with the secretary of state. A printed copy of
185 the full text of this act shall be posted with each notice
186 of said election, and two copies shall be kept posted in each
187 voting place in said city during said election.'