

MAINE STATE LEGISLATURE

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(NEW DRAFT)

EIGHTIETH LEGISLATURE

SENATE

NO. 115

In Senate, March 14, 1921.

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

L. ERNEST THORNTON, Secretary.

STATE OF MAINE

**IN THE YEAR OF OUR LORD ONE THOUSAND
NINE HUNDRED AND TWENTY-ONE**

AN ACT to abolish the Board of Public Works of the City of
Lewiston and to provide for a Highway Commission.

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

Section 1. A commission to be known as the Lewiston Highway Commission is hereby established in and for the city of Lewiston, which shall have and exercise all the powers and be charged with all the duties relative to the construction, maintenance, care and control of the streets, highways, bridges, sidewalks, drains and sewers in said city, subject, however, to the general laws of the state.

Sect. 2. Said commission shall consist of three members, all of whom shall be a resident of said Lewiston, and each

3 member shall be sworn by the city clerk of said city to the
4 faithful discharge of his duties, and shall hold his office as
5 hereinafter provided unless removed by a justice of the su-
6 preme judicial or superior court for cause.

Sect. 3. No member of said commission shall be eligible to
2 the city council or hold any city office. No member of the
3 commission or the superintendent of streets shall take any
4 active part in politics. Any violation shall be considered
5 cause for removal.

Sect. 4. The commission shall, as soon as this act takes ef-
2 fect, organize by the choice of one of its members as chair-
3 man, and shall elect a secretary, whose duty it shall be to
4 keep a record of the proceedings of the commission, to no-
5 tify members of meetings and perform such other duties as
6 the commission may elect.

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

Sect. 6. Said commission shall make a schedule of all the
2 supplies, tools, materials and property received by them, and
3 of all additions that shall from time to time be made to the
4 same, and shall enter an inventory thereof in a book kept
5 for that purpose. Any and all books of accounts and
6 records shall be subject to inspection by the city auditor and

7 such books of accounts and records may be kept in such
8 manner and form as said auditor may direct.

Sect. 7. The weekly pay roll and all matters requiring pay-
2 ment of money from the city treasury shall be approved by
3 some member of the commission, or the clerk, after approv-
4 al and before payment, they shall be sent to the said auditor
5 for his approval. The commission shall at all times keep a
6 correct list of all persons employed in the street department
7 together with the amount of wages paid and a duplicate list
8 of the same shall be filed with the auditor.

Sect. 8. The commissioners shall receive a salary of one
2 thousand dollars per annum, payable in equal monthly in-
3 stallments by the city treasurer, said sum shall be in full
4 compensation for all services.

Sect. 9. The compensation of the superintendent of streets
2 and sewers, and also that of the clerk or clerks shall be fix-
3 ed by said commissioners and shall be paid from an appro-
4 priation made by the city council for the work of the com-
5 mission.

Sect. 10. Members of the commission shall be appointed by
2 the mayor, one for a term of six years, one for five years,
3 and one for four years. Vacancies occurring during a term
4 shall be filled for the unexpired term. The commission shall
5 annually chose a chairman from its members, and in case of
6 failure to make such choice, the mayor shall appoint the
7 chairman. The city solicitor shall be attorney for said com-
8 mission and shall without additional compensation give the

9 commission such advice and service as it may from time to
10 time require.

Sect. 11. Proceedings for removal of said commissioners
2 shall be brought on petition of a majority of the city coun-
3 cil and shall be heard as provided in section two of this act,
4 the decision of the justice hearing a petition for removal
5 shall be final.

Sect. 12. All acts and parts of acts inconsistent with this act
2 are hereby repealed.