

# MAINE STATE LEGISLATURE

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# EIGHTY-NINTH LEGISLATURE

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Legislative Document

No. 360

H. P. 920 House of Representatives, February 2, 1939.  
Referred to Committee on Legal Affairs. Sent up for concurrence and  
500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Bacon of Sidney.

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## S T A T E O F M A I N E

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
THIRTY-NINE

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### AN ACT Relating to the Election of Officers in the Town of Oakland.

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

**Sec. 1. P. & S. L., 1935, c. 58, § 2, amended.** Section 2 of chapter 58 of the private and special laws of 1935 is hereby amended to read as follows:

**'Sec. 2. Election of officers.** At such meetings the voters shall then choose by Australian ballot, as hereinafter provided, 5 inhabitants of said town to be known as councillors, a town clerk, ~~an auditor of accounts~~, and a member of the superintending school committee. The councillors shall select annually a town treasurer ~~and~~, a tax collector, **and an auditor of accounts**; and once in 3 years a health officer, subject to the approval of the state commissioner of health and welfare as now provided by general law, and when a vacancy exists, shall select a town manager, with the duties hereinafter defined, for a term not to exceed 3 years. Said health officer shall appoint plumbing inspectors for a term of 1 year subject to the approval of said commissioner as now provided by general law. Except as hereinafter provided, all other necessary town officers provided by this act or now or hereafter provided under any statute or by-law shall be appointed by the town manager, subject to approval by a majority of the council. At the 1st meeting held under this act, said councillors shall be

chosen as follows: 2 for a term of 1 year, 2 for a term of 2 years, and 1 for a term of 3 years, and thereafter at each of said annual meetings 2 councillors shall be chosen as herein provided, each for a term of 3 years, provided, however, that in each 3rd year but 1 councillor shall be chosen; and provided further, that vacancies in the office of town councillor due to death, resignation or other cause shall be filled at the next annual meeting for the unexpired term. No person shall hold 2 elective offices at the same time.'

**Sec. 2. Referendum.** This act shall take effect 90 days after the adjournment of this legislature for the purpose of permitting its acceptance or rejection by the legal voters of the town of Oakland at any annual or special town meeting legally called to consider the acceptance of this act, prior to the 2nd Monday in March, 1940; an appropriate article being inserted in the call for said meeting.

If a majority of the qualified voters of the town, present and voting, vote in favor of the acceptance of this act, it shall become operative as soon as a certificate of such vote shall have been filed by the town clerk with the secretary of state.