

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 485**

H. P. 1166

House of Representatives, February 7, 1939.

Referred to Committee on Legal Affairs. Sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Bird of Rockland.

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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 to Incorporate the City of Rockland School District.**

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

**Sec. 1. City of Rockland School District, incorporated.** Subject to the provisions of section 7 hereof, the inhabitants of the city of Rockland shall constitute a body politic and corporate under the name of the "City of Rockland School District" for the following purposes: of acquiring lands within the said city for school purposes; of purchasing or erecting, equipping and maintaining on said lands a school building or buildings; and for leasing or letting said property to said city; all for the benefit for the inhabitants of said city.

**Sec. 2. How managed.** All the affairs of said district, as are herein provided shall be managed by a board of trustees composed of 5 members who shall be elected as is hereinafter provided.

**Sec. 3. Board of trustees, how elected: reports.** The trustees so to be elected shall be elected by a plurality of the legal voters of said district voting at an annual or special election provided for in section 8. All nominations of candidates so to be voted for shall be made by nomination papers signed in the aggregate for each candidate by no less than 75 qualified voters resident in said district. Each voter may subscribe to as

many nominations as there are trustees to be elected in said district and no more. Such nomination papers, before being filed, shall be submitted to the city clerk of Rockland, who shall forthwith certify thereon what number of the signatures are names qualified voters resident in said district; 1 of the signers to each such separate paper shall swear to the truth thereon, and the certificate of such oath shall be annexed to or made upon the nomination papers. Such nomination papers shall be filed with the city clerk of said city of Rockland at least 14 days, exclusive of Sundays, previous to the day of such election. With such nomination papers shall also be filed the consent in writing of the person or persons nominated. All nomination papers, being filed and being in apparent conformity with the foregoing provisions, shall be deemed to be valid; and if not in apparent conformity they may be seasonably amended under oath. In the case any candidate who has been duly nominated under the provisions hereof shall die before the day of election, or shall withdraw in writing, or shall remove his place of residence from said district, the vacancy may be supplied in the manner herein provided for such nominations. The name so supplied for vacancy shall, if the ballots have not been printed, be placed on the ballots instead of the original nomination; of if the ballots have been printed, new ballots containing the new nomination shall, if practicable, be furnished, or slips containing the new nomination shall be printed under the direction of said city clerk, which shall be pasted upon said ballots and over the name of the candidate whose nomination has been vacated as aforesaid, and thereafter shall become part of said ballots as if originally printed thereon. The ballot in said district shall contain the names of all candidates so nominated in such district alphabetically arranged, printed in 1 column under the heading, "For Trustees of the city of Rockland School District." Above such heading shall be printed, "Vote for five Make a cross to the right of each named voted for." As many blank spaces shall be left after the names of the candidates as there are trustees to be elected, in which the voter may by writing insert the name of any person or persons for whom he desires to vote. In preparing his ballot the voter shall mark a cross (X) against and to the right of such name on said ballot as he desires to vote for, not to exceed the number of trustees so to be elected in said district. If the voter shall desire to vote for any person or persons whose name or names are not printed on the ballot, he may fill in such name or names in the blank spaces left therefor by writing the same therein, or using a sticker containing such new name or names. Where the voter so adds by writing such new name or names, his vote for such new name or names shall be counted therefor although he may fail to mark a cross against the same. The result of

such election shall be declared by the municipal officers of the city of Rockland and due certificate thereof filed with the city clerk thereof. The term of office of the trustees shall begin on the date of the annual or special election provided for in this act. As soon as convenient after all the members of said board have been so chosen, the trustees shall hold a meeting at the city rooms in the city of Rockland, to be called by 1 of the trustees upon such reasonable notice therefor as he may deem proper. They shall organize by the election from their own membership of a president, clerk and treasurer, adopt a corporate seal and may employ all needful officers and agents for the proper conduct and management of the affairs of the district and annually thereafter at the beginning of each municipal year the trustees shall organize as hereinbefore provided.

At the 1st meeting the trustees shall determine by lot the term of office of each trustee, so that two trustees shall retire each second year, and the term of office of the first trustee to expire shall end at the end of the second calendar year of the city of Rockland following the acceptance of this act, and thereafter the term of office of a trustee shall expire and his successor shall be elected by a plurality vote of the voters of said district, voting upon the date of the biennial election of said city and upon nomination made as is herein provided for the 1st election of trustees. The trustees so elected shall serve the full term of 6 years and in case any vacancy arises in the membership of the board of trustees it shall be filled by the municipal officers of said city of Rockland for the unexpired term. When any trustee ceases to be a resident of said district he vacates the office of the trustee and the vacancy shall be filled as aforesaid. All such trustees shall be eligible to re-election. No member, unless it be treasurer shall receive compensation for his services, an amount to be fixed by the board of trustees of the said city of Rockland School District, and such salary and all expenses of the district shall be paid from the funds of the district. At the close of each fiscal year the trustees shall make a detailed report of their doings, of the financial condition of said district and the physical condition of said school buildings and also such other matters and things pertaining to said district as shall show the inhabitants thereof how said trustees are fulfilling the duties and obligations of their trust, said reports to be made, attested to and filed with the municipal officers of said town.

**Sec. 4. How financed.** To procure funds for the purpose of this act and such other expense as may be necessary to the carrying out of said purposes, the said district is hereby authorized to issue its bonds and notes, but shall not incur a total indebtedness exceeding the sum of \$200,000.

Each bond shall have inscribed upon its face the words: "City of Rockland School District" and shall bear interest at such rates as the trustees shall determine, payable semi-annually. Said bonds may be issued to mature serially or made to run for such periods as said trustees may determine, but none of which shall run for a longer period than 25 years. All notes or bonds issued by said district shall be signed by the treasurer and countersigned by the president of the district, and if coupon bonds be issued, each coupon shall be attested by a facsimile signature of the president and treasurer printed thereon. The treasurer shall give bond to the district in such sum and with such sureties as said trustees may determine, which bond shall remain in the custody of the president. The expenses of said bond shall be paid by the district.