

MAINE STATE LEGISLATURE

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NINETY - SECOND LEGISLATURE

Legislative Document

No. 1054

H. P. 1387

House of Representatives, March 28, 1945.

Reported by a Majority of Committee on Legal Affairs, both reports tabled and New Draft A and B ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Bowker of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-FIVE

AN ACT Amending the Charter of the City of Portland.

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

Sec. 1. P. & S. L., 1923, c. 109, Art. II, § 1, amended. The 1st paragraph of section 1 of Article II of chapter 109 of the private and special laws of 1923 is hereby amended to read as follows:

‘The administration of all the fiscal, prudential, and municipal affairs of said city, with the government thereof, except the general management, care, conduct and control of the schools of said city which shall be vested in a school committee as hereinafter provided, and also except as otherwise provided by this charter, shall be and are vested in one body of ~~five~~ **9** members, which shall constitute and be called the city council, all of whom shall be inhabitants of said city, and shall be sworn in the manner hereinafter prescribed. Said city council shall exercise its powers in the manner hereinafter provided.’

Sec. 2. P. & S. L., 1923, c. 109, Art. II, § 1, amended. Section 1 of Article II of chapter 109 of the private and special laws of 1923 is hereby amended by adding at the end thereof a new paragraph to read as follows:

‘For the purpose of electing members of the city council, the city shall be divided into 6 districts to be composed of the following wards and pre-

cincts as they now exist: the 1st district shall be composed of the Island Ward 1 and Island Ward 2 and ward 1; the 2nd district shall be composed of wards 2, 3 and 4; the 3rd district shall be composed of ward 5 and ward 6, precincts 1 and 2; the 4th district shall be composed of ward 7, precincts 1 and 2; the 5th district shall be composed of ward 8, precincts 1, 2 and 3; and the 6th district shall be composed of ward 9, precincts 1, 2 and 3.'

Sec. 3. P. & S. L., 1923, c. 109, Art. II, § 2, amended. The 1st and 2nd paragraphs of section 2 of Article II of chapter 109 of the private and special laws of 1923 are hereby repealed and the following enacted in place thereof:

'The city council shall be composed of 9 members, each of whom shall be elected by the registered voters of the entire city. Three shall be elected at large from the registered voters of the entire city, and one shall be elected from each of the 6 districts, provided for in section 1 of Article II, from the registered voters of each district. Each member shall be elected for a term of 3 years and until his successor is elected and qualified, except as hereinafter provided in this section. At the 1st election of members of the city council held after the adoption of this amendment, 9 members shall be elected; 3 members shall be elected at large, the member elect who shall receive the largest number of votes cast shall hold office for 3 years, the member elect who shall receive the 2nd largest number of votes cast shall hold office for 2 years and the member elect who shall receive the 3rd largest number of votes cast shall hold office for 1 year, and each shall hold office until his successor is elected and qualified; and 6 members shall be elected, one from each district, the 2 members elect who shall receive the largest number of votes cast shall hold office for 3 years, the 2 members elect who shall receive the 2nd largest number of votes cast shall hold office for 2 years and the 2 members elect who shall receive the 3rd largest number of votes cast shall hold office for 1 year, and each shall hold office until his successor is elected and qualified.

Each member shall be entitled to receive as salary the sum of \$500 per year, payable quarterly, for all services rendered, and shall not be eligible, while a member of the council, to any other office of emolument or profit under the city charter or ordinances, nor to hold the office of city manager, nor to act as city manager.'

Sec. 4. Referendum. This act shall take effect 90 days after the adjournment of this legislature only for the purpose of permitting its submission to the legal voters of the city of Portland at the next general election

therein to be held on the 2nd Monday of September, 1945. For the purposes of such election, the city clerk shall reduce the subject matter to the following question: "Shall 'An Act Amending the Charter of the City of Portland' passed by the 92nd legislature be approved?", and the voters shall indicate by a cross, placed within a square upon their ballots, over the words "Yes" or "No" their opinion of the same. This act shall take effect for all the purposes of this act immediately upon the acceptance of this act at the above election. The result of the vote shall be declared by the municipal officers and certificate thereof filed by the city clerk with the secretary of state.