

MAINE STATE LEGISLATURE

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N I N E T Y - S E V E N T H L E G I S L A T U R E

Legislative Document

No. 483

H. P. 437

House of Representatives, February 3, 1955.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Malenfant of Lewiston.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-FIVE

AN ACT Amending the Charter of the City of Lewiston re Elections, Election of Mayor, Aldermen, Warden and Ward Clerk.

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

Sec. 1. P. & S. L., 1939, c. 8, Art. II, § 1, repealed and replaced. Section 1 of article II of chapter 8 of the private and special laws of 1939 is hereby repealed and the following enacted in place thereof:

‘Sec. 1. Elections, when held, etc. An election shall be held on the 3rd Monday of February, 1956, and biennially thereafter, at which time the qualified voters of the city shall ballot for a mayor and the qualified voters of each ward shall ballot for a member of the board of aldermen, a warden and a ward clerk. All the votes cast for the several offices shall be sorted, counted, declared and registered in open ward meeting as required by statute and the ward clerk in each ward shall forthwith deliver to the city clerk a certified copy of the record of such election. The municipal officers shall, as soon as they conveniently can, examine the copies of the records of the several wards certified as aforesaid and shall cause the persons who shall have been elected to the several offices to be notified in writing of their election.’

Sec. 2. P. & S. L., 1939, c. 8, Art. IV, § 2, repealed and replaced. Section 2 of article IV of chapter 8 of the private and special laws of 1939, as amended, is hereby repealed and the following enacted in place thereof:

‘Sec. 2. Term and salary. The term of office of the mayor shall be 2 years, or until his successor shall have been elected and qualified. The salary of the mayor shall be \$2,500 per fiscal year, which shall be in full for the performance of his official duties.’

Sec. 3. P. & S. L., 1939, c. 8, Art. IV, § 3, repealed and replaced. Section 3 of article IV of chapter 8 of the private and special laws of 1939 is hereby repealed and the following enacted in place thereof :

‘Sec. 3. Vacancy in office. In the event of a vacancy in the office of mayor occurring more than 90 days prior to the date of the next regular municipal election, a special election shall be held to fill such vacancy; warrant for such special election shall be issued by the city council. Such election shall be governed by the provisions relating to nominations and elections elsewhere herein contained so far as they may be applicable.’

Referendum; effective date; certificate to Secretary of State. This act shall take effect 90 days after adjournment of the Legislature, only for the purpose of permitting its submission to the legal voters of the city of Lewiston at the next regular municipal election, an appropriate article being inserted in the call for such election. The city clerk shall prepare the required ballots on which he shall reduce the subject matter of this act to the following question :

“Shall the term of office for the mayor and aldermen, wardens and ward clerks of Lewiston be for 2 years?” and the voters shall indicate by a cross or check mark placed against the words “Yes” or “No” their opinion of the same.

This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters at said election, provided that the total number of votes cast for and against the acceptance of this act equals or exceeds 20% of the total vote cast for all candidates for Governor in said city at the next previous gubernatorial election.

The result of said vote shall be determined by the municipal officers of the city of Lewiston and due certificate thereof filed by the city clerk with the Secretary of State.