

MAINE STATE LEGISLATURE

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NINETY - NINTH LEGISLATURE

Legislative Document

No. 85

S. P. 52

In Senate, January 21, 1959

Referred to the Committee on Education, sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Cole of Waldo.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-NINE

AN ACT to Authorize the Addition of the Town of Brooks to School Administrative District No. 3.

Emergency preamble. Whereas, the Town of Brooks voted at a special town meeting to make application, and has so applied, to join School Administrative District No. 3; and

Whereas, there is a vital need for new school construction in School Administrative District No. 3 and the addition of another town to the School Administrative District will necessitate a change in the type and cost of construction, and will change the debt limit of said District; and

Whereas, budgets are being prepared in School Administrative District No. 3 which will include expenditures for debt retirement; and

Whereas, the Town of Brooks is preparing its budget and is virtually surrounded by said District, so that it is not geographically feasible to join any other town or district for educational purposes; and

Whereas, the statutes provide that the Legislature must approve the agreement between the Town of Brooks and School Administrative District No. 3 before these administrative units can vote on the question of joining together; and

Whereas, the Maine School District Commission has recommended an agreement to join the Town of Brooks and School Administrative District No. 3 for educational purposes; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the fol-

lowing legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Town of Brooks authorized to join School Administrative District No. 3. The agreement submitted and recommended by the Maine School District Commission on the 19th day of January, 1959, for joining the Town of Brooks with School Administrative District No. 3 is approved and the submission of the following articles to be voted upon at a regular or special town and district meeting is hereby authorized upon the effective date of this act.

The articles to be voted upon are as follows:

“Article :

(the Town of Brooks)

To see if the citizens of (School Administrative District No. 3) will vote (School Administrative District No. 3) to join (the Town of Brooks) subject to the terms and conditions of the agreement recommended by the Maine School District Commission on the 19th day of January, 1959, and enacted by the 99th Legislature of the State of Maine. Yes No ”

“Article :

To choose one school director to represent the Town of Brooks on the Board of School Directors of School Administrative District No. 3 for a term of three years.”

The agreement shall not be binding upon either administrative unit until its acceptance by a majority of the voters of the Town of Brooks at a meeting duly called and held for that purpose, and its acceptance by a vote of a majority of the voters of School Administrative District No. 3 at a District meeting duly called and held for that purpose.

Upon acceptance by the majority of the voters of the Town of Brooks and the voters of School Administrative District No. 3, the Maine School District Commission shall issue a new Certificate of Organization for School Administrative District No. 3 which shall supersede and be filed in the same manner as the original Certificate.

Agreement for the Town of Brooks to Join School Administrative District No. 3

Whereas, the school committee of the Town of Brooks filed an application on the 9th day of December, 1958, to join School Administrative District No. 3; and

Whereas, a study has been conducted by the Maine School District Commission to determine the necessity of the Town of Brooks joining School Administrative District No. 3; and

Whereas, the study by the Maine School District Commission finds that there is a need for an expanded school program in the Town of Brooks and

it is geographically and educationally desirable to join School Administrative District No. 3, and it is economically advisable for these administrative units to consolidate;

Wherefore, the Maine School District Commission recommends that the Town of Brooks be authorized to join School Administrative District No. 3, subject to the following terms of agreement:

1. That the Town of Brooks be entitled to one school director to represent said Town in the District in conformity with the representation of the other municipalities in the District.
2. That the Town of Brooks shall assume its share of all outstanding indebtedness of School Administrative District No. 3, based on the proportion that its State valuation bears to the total State valuation of the District.
3. That the Town of Brooks shall assume its share, based on the proportion that its State valuation bears to the total State valuation of the District, of the capital outlay expenses of the District in the amount of \$1,700.
4. That the Town of Brooks agrees to transfer all of its school property and assets to School Administrative District No. 3 pursuant to the provisions of the Revised Statutes of 1954, Chapter 41.
5. That School Administrative District No. 3 agrees to assume responsibility for operating schools and the education of all the students from the Town of Brooks.

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.