

MAINE STATE LEGISLATURE

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

Legislative Document

No. 815

S. P. 291

In Senate, February 18, 1959

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

CHESTER T. WINSLOW, Secretary

Presented by Senator Stilphen of Knox.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-NINE

AN ACT to Authorize the Addition of the Towns of Cushing, Rockport, St. George, Thomaston and Warren to School Administrative District No. 5.

Emergency preamble. Whereas, there is a need for the Towns of Cushing, Rockport, St. George, Thomaston and Warren to provide safe and adequate school facilities for the youth of each respective municipality; and

Whereas, the above-named municipalities do not meet the criteria set out in the Revised Statutes of 1954, chapter 41, to form a school administrative district; and

Whereas, School Administrative District No. 5 could provide safe and adequate facilities and an expanded educational curriculum more economically by consolidation with all of these towns; and

Whereas, these towns have made application to the Maine School District Commission to join with School Administrative District No. 5; and

Whereas, the Maine School District Commission has recommended an agreement to join the Towns of Cushing, Rockport, St. George, Thomaston and Warren with School Administrative District No. 5 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 following 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 :

Towns of Cushing, Rockport, St. George, Thomaston and Warren authorized to join School Administrative District No. 5. The agreement submitted and recommended by the Maine School District Commission to the Legislature on the 3rd day of February, 1959 for joining all of the Towns of Cushing, Rockport, St. George, Thomaston and Warren with School Administrative District No. 5 is approved and the submission of the following articles to be voted upon at regular or special town and district meetings are hereby authorized after the effective date of this act.

The articles to be voted upon by the towns shall be in the following form :

“Article :

To see if the citizens of will vote to join School Administrative District No. 5 subject to the terms and conditions of the agreement recommended by the Maine School District Commission on the 3rd day of February, 1959 and enacted by the 99th Legislature of the State of Maine.”
(name of town)

“Article :

To choose school director to represent the Town of on the Board of School Directors of School Administrative District No. 5 for three years.”

The article to be voted upon by the district shall be in the following form :

“Article :

To see if the citizens of School Administrative District No. 5 will vote to include the Towns of Cushing, Rockport, St. George, Thomaston and Warren in School Administrative District No. 5 subject to the terms and conditions of the agreement recommended by the Maine School District Commission on the 3rd day of February, 1959 and enacted by the 99th Legislature of the State of Maine.”

The agreement shall not be binding upon any of the administrative units until the approval of each article in each administrative unit by a majority of those voting in each administrative unit on each article.

When the vote has been recorded in each administrative unit, the town clerks of each of the Towns of Cushing, Rockport, St. George, Thomaston and Warren and the secretary of the Board of School Directors of School Administrative District No. 5 shall forward an attested copy of the number of votes for and against each article voted upon to the Maine School District Commission.

If the Maine School District Commission finds that a majority of those present and voting in each administrative unit have voted in the affirmative on each article, the Maine School District Commission shall make a finding to that effect and record the same in its records. Within 10 days of such finding, the

Maine School District Commission shall issue a new Certificate of Organization for School Administrative District No. 5 which shall supersede and be filed in the same manner as the original certificate.

AGREEMENT FOR THE TOWNS OF CUSHING, ROCKPORT,
ST. GEORGE, THOMASTON AND WARREN TO JOIN
SCHOOL ADMINISTRATIVE DISTRICT NO. 5

Whereas, the school committees of the Towns of Cushing, Rockport, St. George, Thomaston and Warren filed applications on the 2nd day of December 1958, the first day of December 1958, the 18th day of December 1958, the first day of December, 1958 and the 12th day of December 1958, respectively, to join School Administrative District No. 5; and

Whereas, a study has been conducted by the Maine School District Commission to determine the necessity of the Towns of Cushing, Rockport, St. George, Thomaston and Warren joining School Administrative District No. 5; and

Whereas, the study by the Maine School District Commission finds that there is a need for expanded school programs in the Towns of Cushing, Rockport, St. George, Thomaston and Warren and it is geographically and educationally desirable to join School Administrative District No. 5 and it is economically advisable for these administrative units to consolidate,

Wherefore, the Maine School District Commission recommends that the Towns of Cushing, Rockport, St. George, Thomaston and Warren be authorized to join School Administrative District No. 5, subject to the following terms of agreement:

- I. That the Town of Cushing be entitled to 1 school director,
the Town of Rockport be entitled to 1 school director,
the Town of St. George be entitled to 1 school director,
the Town of Thomaston be entitled to 1 school director and
the Town of Warren be entitled to 1 school director,
to represent each town in the district on the Board of School Directors of School Administrative District No. 5.
- II. That the Towns of Cushing, Rockport, St. George, Thomaston and Warren, shall assume their share of all outstanding indebtedness of School Administrative District No. 5, based on the proportion that each town's state valuation bears to the total state valuation of the district.
- III. That School Administrative District No. 5 shall assume all outstanding indebtedness of the Towns of Cushing, Rockport, St. George, Thomaston and Warren.
- IV. That the Towns of Cushing, Rockport, St. George, Thomaston and Warren shall assume the total cost of any special city election or special town meeting that may be necessary in any of the municipalities comprising School Administrative District No. 5 held for the purpose of voting on the acceptance of this agreement. Such costs to be prorated among the Towns of

Cushing, Rockport, St. George, Thomaston and Warren based on the proportion that each town's valuation bears to the total valuation of the five towns seeking admission to School Administrative District No. 5.

V. That the Towns of Cushing, Rockport, St. George, Thomaston and Warren agree to transfer all of the school property and assets in each town to School Administrative District No. 5 pursuant to the provisions of chapter 41.

VI. That School Administrative District No. 5 agrees to assume responsibility for operating schools and the education of all the students from the Towns of Cushing, Rockport, St. George, Thomaston and Warren.

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