

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE

1895.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1895.

Chapter 146.

An Act to establish a Commission of Public Works in the city of Portland.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. The mayor of the city of Portland is hereby authorized and empowered to appoint on the second Monday of March, in the year of our Lord one thousand eight hundred and ninety-five, or as soon thereafter as may be, subject to the approval of the board of aldermen, a commissioner of public works who shall be a civil engineer and who shall hold office for three years at the first appointment under this act, and until his successor is qualified ; each succeeding appointment thereafter shall be for the term of three years. He shall receive such salary as the city council may determine. In case any vacancy should occur, it may be filled in the same manner for the unexpired term. He may be removed by the mayor for cause, subject to the approval of the board of aldermen.

Mayor may! appoint a commissioner of public works, in city of Portland.

--qualification.

--term.

--vacancy, how filled.

The mayor of the city of Portland is hereby authorized and empowered to appoint on the second Monday of March, in the year of our Lord one thousand eight hundred and ninety-five, or as soon thereafter as may be, subject to the approval of the board of aldermen, a competent person to be designated as secretary for the commissioner of public works and also for the committee of public works named in section five of this act who shall have charge of all the records and books of registration of said committee, and of all accounts of said commissioner, who shall hold office for two years at the first appointment under this act and until his successor is qualified, and thereafter he shall be appointed to serve for the term of three years and until his successor is qualified. In case any vacancy should occur, the unexpired term shall be filled by appointment in the same manner. He shall receive such salary as the city council may determine. He may be removed by the mayor for cause, subject to the approval of the board of aldermen. He shall perform such duties as the commissioner of public works may, from time to time, determine.

--appointment of secretary for commissioner.

--shall have charge of books and accounts.

--term.

--vacancy, how filled.

SECT. 2. Neither the commissioner of public works, the secretary nor any officer employed by said commissioner shall be interested, either directly or indirectly, in any contract

Commissioner, nor secretary, shall be interested in any contracts.

CHAP. 146 entered into by either or both of them in their official capacity or in behalf of the city of Portland, and contracts made in violation thereof are void.

Duties and powers of commissioner.

SECT. 3. The said commissioner shall be vested with all the authority now exercised by and shall perform all duties now incumbent upon the city civil engineer of said city of Portland, and the street commissioner, which office is hereby abolished, and shall have charge of the maintenance and repair according to law of all streets and public ways in said city of Portland, including sidewalks and bridges, and of all public sewers and drains, and of the construction, maintenance and repair of all culverts and catch basins belonging to the city; shall have charge of the construction of new streets and bridges when laid out and ordered to be constructed by order of the city council, shall have charge of the construction of new sewers when the same are laid out according to law; shall take general care of all property belonging to the city which pertains to the duties of said commissioner of public works. Said commissioner shall be authorized to purchase everything necessary and convenient to conduct the business of his department; shall employ all assistants, foremen and clerks, and make all contracts for the supply of labor, subject to the provisions of section five of this act, and material necessary to carry on the works in charge of the said commissioner.

Appropriation to carry on work.

SECT. 4. The city council shall annually appropriate such sums of money as they may deem necessary and sufficient to carry on the work of said commissioner. Such appropriation shall be drawn from the city treasury in such manner as the city council may from time to time by ordinance direct.

Appointment of committee on public works.

SECT. 5. Annually at the organization of the city council of said city, or as soon thereafter as may be, the mayor shall appoint two members of the board of aldermen, both of whom shall not be of the same political party, if more than one party is represented in said board, and the president of the common council shall appoint two members of the board of common council, not more than one of whom shall be of the same political party, if more than one party is represented in said board, who shall with the mayor, ex-officio, who shall be chairman of said committee, constitute a committee to be called the committee on public works. Said committee shall

at the end of every month audit all accounts of said commissioner, and make monthly reports to the city council of the progress of the work and of the accounts audited. Said committee shall be a board of registration for the employment of all labor under such rules and orders as the city council may from time to time determine.

CHAP. 147

Shall audit accounts of commissioner.

SECT. 6. The commissioner shall keep full record of all his doings, which record shall at all times be open to the inspection of the city council and shall make report to said city council quarterly or as much oftener as ordered, of the work completed or in process of completion, and said city council shall have power to inquire into the action of said commissioner at all times and to require of him a full explanation of his doings.

Commissioner shall keep record, and report quarterly.

SECT. 7. The city council may, from time to time, subject to the provisions of this act, and in accordance with the general laws, delegate to said commissioner such additional administrative powers and duties as the city council may by ordinance determine.

City council may delegate additional powers to commissioner.

SECT. 8. All acts and parts of acts inconsistent herewith are hereby repealed, and all provisions of the charter and all ordinances of said city of Portland inconsistent herewith, are hereby repealed and declared inoperative and without effect.

Inconsistent acts, repealed.

SECT. 9. This act shall take effect when approved.

Approved March 8, 1895.

Chapter 147.

An Act to amend an act entitled "An Act to set off a part of the city of Lewiston and a part of the town of Greene, and annex the same to the town of Webster," approved February seven, eighteen hundred and ninety-five.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. All persons who were inhabitants of that portion of the town of Greene and the city of Lewiston set off on to the town of Webster by an act entitled "An Act to set off a part of the city of Lewiston and a part of the town of Greene, and annex the same to the town of Webster," approved February seven, eighteen hundred and ninety-five, when said act took effect, have the same right to vote and

Persons set off from Greene and Lewiston, shall have right to vote in Webster.