

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE

1903.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1903.

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**Chapter 197.**

An Act to amend an act entitled "An Act to incorporate the City of Old Town."

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

Section 20 of chapter 71, private and special laws of 1891, as amended by chapter 210, laws of 1895, further amended.

Section I. Section twenty of chapter seventy-one of the private and special laws of eighteen hundred ninety-one incorporating the city of Old Town, as amended by chapter two hundred and ten of private laws of eighteen hundred ninety-five is hereby further amended by adding after the words "city engineer" in the fourth line the words, 'city clerk, city attorney and city marshal' and by striking out the words "street superintendent" in the fifth line and in the fourteenth line and inserting the words 'members of a street board' and adding after the words "city engineer" in the thirteenth line the words 'city clerk, city attorney and city marshal;' after the word "board" in the eighteenth line insert 'school board and street board;' after the word "member" in the twentieth line insert 'of each board;' after the word "undertakers" in the last line add the following:

'Said school board shall elect a superintendent of schools who shall hold office for one year beginning the first Monday of April; but said school board may by a majority vote remove said superintendent for sufficient reason.

Said street board shall elect a superintendent of streets who shall hold office for one year beginning the first Monday of April; but said street board may by a majority vote remove said superintendent for sufficient reason. Said board shall have all the powers and perform all the duties of surveyors of highways and road commissioners of towns, and shall have general oversight and care of the streets, sidewalks and public places and make all contracts for labor and materials and have general care of the property of the street department,' so that said section shall read as follows:

Certain subordinate officers to be elected by city council.

'Section 20. The subordinate officers of said city to be elected by the city council shall be three overseers of the poor, three assessors, treasurer, collector of taxes, members of the school board, two street commissioners, city engineer, city clerk, city attorney and city marshal, chief engineer of the fire department, members of a street board, city physician, constables, truant officers, members of a cemetery board, fence viewers, surveyors of lumber, measurers of wood and bark, and such other officers as by law are allowed to be elected by towns, except as otherwise hereby provided, and also such as are provided for by the by-laws or ordinances of the city. The overseers of the poor,

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assessors, treasurer, members of the school board, street commissioners, city engineer, city clerk, city attorney and city marshal, chief engineer of the fire department, members of the cemetery board, members of a street board, and city physician shall be elected by written ballot; and the other officers elected by the city council, may be elected by any method agreed upon by said council. The cemetery board, school board and street board shall consist of as many members as there are wards of the city; and the city council shall so fix the term of office of said members that the term of one member of each board shall expire each year. Said cemetery board shall elect the undertakers of the city who shall hold office for one year beginning on the first Monday of April; but said cemetery board may by a majority vote for sufficient cause remove any or all of said undertakers.

—certain officers to be elected by written ballots.

—method of electing certain other officers.

Said school board shall elect a superintendent of schools who shall hold office for one year beginning the first Monday of April; but said school board may by a majority vote remove said superintendent for sufficient reason.

—superintendent of schools.

Said street board shall elect a superintendent of streets who shall hold office for one year beginning the first Monday of April; but said street board may by a majority vote remove said superintendent for sufficient reason. Said board shall have all the powers and perform all the duties of surveyors of highways and road commissioners of towns, and shall have general oversight and care of the streets, sidewalks and public places, and make all contracts for labor and materials and have general care of the property of the street department.'

—superintendent of streets.

Section 2. Section twenty-one of said chapter seventy-one as amended by aforesaid chapter two hundred ten, private and special laws of eighteen hundred ninety-five, is hereby amended by striking out in said amended section the words "city clerk, city attorney, city marshal and" in the second and third lines, so that section twenty-one when amended, shall read as follows:

Section 21 of chapter 71, as amended by chapter 210, laws of 1895, further amended.

'Section 21. The mayor, with the consent of the board of aldermen, shall appoint such number of police officers as shall, from time to time, be fixed by the city council; and also, except as otherwise hereby provided, all other officers, who, by the laws of the state, may be appointed by the mayor and aldermen of cities or by the municipal officers of towns.'

Police officers.

Section 3. Section twenty-seven of said chapter seventy-one is hereby amended by striking out the words "the superintending school committee" in the first line and inserting the words 'school board' and by striking out the words "but this change of designation shall not be construed as affecting its power and obligation to perform any duty imposed by statute upon the superin-

Section 27 of chapter 71, amended.

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tending school committee of the city of Old Town, nor as affecting in any way the right of the members of the superintending school committee of said city who shall, at the time when this act takes effect, be holding such office, to continue to hold the same until the expiration of the original term of office for which they were respectively elected by said city," and by striking out all of said section after the words "city council" in the nineteenth line, and by inserting instead the following words; 'the salary of the superintendent of schools shall be fixed by the school board and shall be paid from the city treasury as salaries of teachers are paid; the members of said board shall receive no salary or compensation for their services. Said board shall have and perform all the powers and duties conferred by law upon the superintending school committee and school agents.' So that the said section shall read as follows:

Duties of  
school board.

'Section 27. The school board of said city shall perform all the duties and be vested with all the powers of the superintending school committee of a town under the laws of this state. It shall be officially designated and known as the school board of said city. The said school board shall elect a chairman annually, and may appoint some suitable person, not a member of said board, to be superintendent of schools, and may adopt such rules and regulations for the management of schools and transaction of its business as are not inconsistent with the laws of the state. It shall have the supervision and care of all school property subject to the general supervision and control of the city council. The salary of the superintendent of schools shall be fixed by the school board and shall be paid from the city treasury as salaries of teachers are paid; the members of said board shall receive no salary or compensation for their services. Said board shall have and perform all the powers and duties conferred by law upon the superintending school committee and school agents.'

Section 42 of  
chapter 71,  
repealed.

Section 4. Section forty-two of said chapter seventy-one is hereby repealed.

Section 5. All acts or parts of acts inconsistent with the provisions of this act, or with the amendments hereto are hereby repealed.

Section 6. This act shall take effect when approved.

Approved March 18, 1903.