

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eightieth Legislature

OF THE

STATE OF MAINE

1921

Including Acts and Resolves of the Special Session held in 1920.

Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

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Private and Special Laws

OF THE

STATE OF MAINE

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Sec. 5. Shall notify proper officers of orders authorizing appropriations, etc. He shall notify the auditor, treasurer, and chairman of the committee on accounts, in writing, of all orders authorizing appropriations, expenditures, assessments, apportionments, abatements, or awards of damages, immediately after such orders are approved.

Sec. 6. Compensation; may appoint a deputy; auditor shall direct manner of keeping books of account; shall account for all fees monthly.. The city clerk shall receive an annual salary of eighteen hundred dollars which shall be in full compensation for the performance of all duties required of said clerk. He may employ a chief clerk who may serve as his deputy at a salary not exceeding the sum of seven hundred and eighty dollars annually. The clerk shall keep books of accounts in such form and manner as the auditor may direct. The said clerk shall account monthly under oath and turn over to the city treasurer all fees received by him or payable to him by virtue of the office.

Sec. 7. Shall perform other duties imposed by general law. He shall perform any and all other duties required of city clerks by any law of the state, and any and all other duties required of him by ordinance of the city council, or order of the mayor.

Sec. 8. Custodian of seal. He shall be the custodian of the seal of the city.

Sec. 9. Inconsistent statutes repealed. All acts and parts of acts inconsistent with this act, are hereby repealed.

Approved April 7, 1921.

Chapter 142.

An Act to Promote the Efficiency of the Fire Department of the City of Lewiston.

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

Sec. 1. Office of fire commissioner created and salary fixed. The fire department of the City of Lewiston shall hereafter be under the charge of one fire commissioner, who shall receive an annual salary of twelve hundred dollars.

Sec. 2. Appointment; tenure; removal. Said fire commissioner shall be appointed by the mayor of said city without confirmation by the board of aldermen. Said appointment shall be made within one month after this act goes into effect. He shall hold his office for a term of five years and shall not be removed from said office during said term except for cause. Proceedings for his removal shall be brought on petition of a

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majority of the city council and shall be heard by a justice of the supreme judicial or superior court, before whom such petition shall be returnable and whose decision upon the question of removal shall be final.

Sec. 3. Powers and duties; office of fire commissioners abolished.

Said fire commissioner shall have the charge of extinguishing fires in said city and the protection of life and property in case of fire and shall have full control of the buildings, the fire alarm telegraph system and all the apparatus of the fire department. He shall have and exercise all the powers and duties heretofore conferred upon the fire commissioners of the City of Lewiston under chapter fifty-one of the private and special laws of eighteen hundred and ninety-one, which said act is hereby repealed.

Sec. 4. Appointive powers. He shall have full power in the selection of a chief engineer, superintendent of fire alarms and all other officers and members of the fire department.

Sec. 5. Chief engineer, powers and duties. Said chief engineer shall direct the work of the members of the fire department in case of fire, act as the executive officer of said fire commissioner and have authority in case of fire to prevent persons not authorized by him from coming within the lines that he may under such circumstances establish in the neighborhood of the buildings or building in which a fire may have occurred.

Sec. 6. Members of fire department to be appointed by fire commissioner. The fire commissioner shall appoint all members of the fire department and may require a trial of not less than six months in the case of permanent members unless such appointee is at present a member or has served that time in the department. Permanent members of the department shall not be removed by said commissioner unless for inefficiency or other causes detrimental to the department.

Sec. 7. Commissioner may hold hearings. Said fire commissioner shall have power to summon witnesses to attend and testify and to produce such books and papers at any hearing before him concerning any matter within his authority, and may administer oaths to witnesses so summoned.

Sec. 8. Salaries. The salaries of the chief engineer, assistant engineers, superintendent of fire alarm and all other employees shall be fixed by the fire commissioner. Said employees shall, after the passage of this act, be entitled to and receive such salaries as they now enjoy until the annual salary resolve for the year nineteen hundred and twenty-one shall have been passed by the city council.

Sec. 9. Fire commissioner to act as purchasing agent for fire department. Said fire commissioner shall purchase all supplies and apparatus for the department, provided, however, that no apparatus shall be

purchased by him without a vote of the city council authorizing the same when the amount of such a purchase would exceed the sum of one thousand dollars.

Sec. 10. Fire department to be reorganized. Said fire commissioner shall proceed to reorganize the department according to the spirit of this act. He shall be the sole judge of the number and qualifications of its members and shall exclude political considerations in all of his appointments. No member of the present department shall be considered a permanent member until appointed by the fire commissioner. Said fire commissioner is hereby given full power and authority to make such rules and regulations for the government and efficiency of the department as he may deem advisable and which shall be consistent with the laws of the state and ordinances of the city.

Sec. 11. Budget estimate to be filed with city council; invoice to be made of fire department property. Said fire commissioner shall file with the city council annually an estimate of the amount of money required by him for the conduct of his department. He shall approve all bills contracted by him and submit the same to the city auditor before payment. He shall proceed to make a schedule of all the apparatus, tools, materials and property now in his department and shall record all additions thereto that shall from time to time be made, keeping said inventory in a book which he shall provide for that purpose.

Sec. 12. Vacancy, how filled. In case of vacancy in the office of fire commissioner, caused by death, resignation, removal or otherwise, the mayor of said city shall appoint a successor who shall serve for a like term of five years unless sooner removed for cause.

Sec. 13. Present fire department to act until reorganization is perfected. Pending the reorganization of said fire department under the provisions of this act, the department as at present organized and constituted shall continue to operate.

Sec. 14. Inconsistent statutes repealed. All acts and parts of acts inconsistent with this act are hereby repealed.

Approved April 7, 1921.

Chapter 143.

An Act to Amend the Charter of the City of Lewiston and to Provide for a City Auditor.

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

Sec. 1. Appointment of city auditor; tenure; bond; qualification; vacancy, how filled. A city auditor for the City of Lewiston shall be appointed by the mayor, he shall hold his office for a term of four