

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty - Third Legislature

OF THE

STATE OF MAINE

1927

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.

KENNEBEC JOURNAL PRINT SHOP
AUGUSTA, MAINE

1927

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-Third Legislature

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porarily from time to time, and may dispose of the property constituting the parts so abandoned for the benefit of the corporation.

Approved April 7, 1927.

Chapter 100

An Act Relating to the Kennebec County Agricultural Society at Readfield.

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

Doings of meeting made valid. The meeting of the members of the Kennebec County Agricultural Society, a corporation established by law and having its place of business at Readfield, in the county of Kennebec, held on the twelfth day of January, nineteen hundred twenty-seven, and the acts of said corporation and of its officers heretofore performed, are hereby confirmed, ratified and made legal.

Approved April 7, 1927.

Chapter 101

An Act to Provide a Town Manager Form of Government for the Town of Camden.

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

Sec. 1. Annual meeting date fixed; election of moderator. On and after the passage of this act and its adoption by the town as hereinafter provided, annual town meetings shall be held in the town of Camden, in the county of Knox, on the second Monday of March, in each year, and the voters shall then choose by ballot, as now provided by law, a moderator.

Sec. 2. Officers to be elected. At such meetings as provided in section one, the voters shall then choose by ballot as provided by chapter seventy of the public laws of nineteen hundred and twenty-one, three, five or seven inhabitants of said town to be selectmen and overseers of the poor, and assessors of taxes, a treasurer, collector of taxes, clerk, auditor of accounts, and three members of the school board, one for a term of one year, one for a term of two years, and one for a term of three years and thereafter, at each of said annual meetings, shall elect one said member of the school board for a term of three years. All other necessary town officers, including a town manager, shall be appointed as herein provided.

Sec. 3. Board of assessors. The board of assessors of taxes provided

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for in section two shall serve instead of the assessors of taxes provided for by general statutes and shall have the same powers and be subject to the same duties.

Sec. 4. Selectmen to choose chairman; appointment of secretary. The selectmen elected as herein provided shall meet within twenty-four hours after their election and shall choose by written ballot one of their number to be chairman, and shall appoint a secretary, an affidavit of such choice of chairman with the appointment of the secretary, signed by all the selectmen, shall be recorded by the town clerk in the records of said town and thereafter records shall be kept of the doings of all meetings of said selectmen. Said records shall be deemed public records and shall be open at all time to any citizen of said town.

Sec. 5. Selectmen; powers and duties; school board; meetings of selectmen. Said selectmen, elected as herein provided, shall serve instead of the overseer of the poor, board of road commissioners, road commissioner or road commissioners as provided for by general statutes and shall have the same powers in relation to the poor of said town and repairs of bridges, roads and sidewalks of said town, as the overseers or overseer of the poor and board of road commissioners, road commissioner or commissioners, and municipal officers have under general statutes, and be subject to the same duties in relation thereto. The school board, elected as herein provided, shall have the same powers in relation to the schools of said town as now provided by statute and shall be subject to the same duties in relation thereto. The selectmen shall meet regularly once each week during their term of office at such time as they may designate at their organization meeting, provided for in section four, and a majority of said selectmen shall constitute a quorum for the transaction of business. Special meetings of said selectmen may be called by the chairman of said selectmen or by a majority of all the members of said selectmen. Notice of such special meeting shall be served upon or left at the usual dwelling place of each selectmen and the town manager.

Sec. 6. Salaries and expenses of selectmen. Each selectman shall receive for his services as assessor of taxes the sum of one hundred dollars, together with his actual and necessary expenses incurred in the performance of his duties, to be paid by the town treasurer.

Sec. 7. Selectmen to appoint town manager; health officer; may delegate certain authority to town manager. Said selectmen shall, by ballot by a majority vote, not later than at the third regular meeting of said selectmen, after said organization meeting, shall by a majority vote, ap-

point a town manager, said office of town manager being hereby created, and a health officer, none of whom shall be a member of said board of selectmen. The selectmen may, when a vacancy exists in the office of town manager, appoint said town manager for a term not exceeding three years. Said selectmen as overseers of the poor, as herein provided, may authorize the town manager, at the time of his appointment aforesaid, or at any time thereafter, to be clerk or agent for them as said overseers of the poor, to sign and send the written notices and the written answers referred to in section thirty-five and section thirty-six of chapter twenty-nine of the revised statutes, and acts additional thereto, and amendatory thereof. And such written notices and written answers shall have the same effect as if signed and sent by the members of the selectmen, as overseers of the poor, themselves. Said town manager shall, on and after his appointment as aforesaid, be the superintendent of roads of said town.

Sec. 8. Other officers appointed by town manager. All other necessary town officers, now or hereafter, provided by general statute or town ordinance, shall be appointed by the town manager, subject to confirmation by the selectmen.

Sec. 9. Tenure of office; removal from office. All appointed officers and boards shall hold office at the pleasure of the appointing power, except that of town manager and health officer, who can only be removed upon written charges and a public hearing before the selectmen, upon the question. Previous to the date of his removal, but pending such hearing, the selectmen may suspend them from office.

Sec. 10. Qualifications of town manager; his powers and duties. The town manager shall be chosen by the selectmen solely on the basis of his executive and administrative qualifications and his technical knowledge for road construction, preference in making said appointment to be given to a duly qualified civil engineer when possible, and he shall be the administrative head of the town government, and shall be responsible to the selectmen for the administration of all departments of the town over which the selectmen under this act, and the general statutes have control, and his powers and duties, where not otherwise herein provided, shall be generally as follows:

- (a) To see that the laws and ordinances are enforced.
- (b) To exercise control over all departments created herein or that may hereafter be created, either by general law or ordinance.
- (c) To make appointments and removals as provided herein.

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(d) To fix the compensation of his appointees, and designate the times of payment subject to confirmation by said selectmen.

(e) To act as purchasing agent for all departments of the town.

(f) To attend the meetings of the board of selectmen, except when his removal is being considered, and recommend for adoption such measures as he may deem expedient.

(g) To keep the selectmen fully advised as to the business, financial condition, and future needs of the town.

(h) To perform such other duties as may be prescribed by the selectmen.

Sec. 11. Duties as purchasing agent. As purchasing agent of said town, the town manager shall purchase all supplies and materials for the town and for the several departments with the exception of the school department, and shall see to the delivery of such supplies and materials to each department, and shall take and file receipts thereof, and all accounts for the purchase of supplies and materials and work performed for said town with the exception of accounts for the purchase of supplies and materials and work for the school department, shall bear the approval of the town manager when presented to the selectmen for payment.

Sec. 12. Devote entire time to office; compensation. The town manager shall devote his entire time to his said office, and shall receive for his services a rate of compensation to be fixed by the selectmen and actual and necessary expenses incurred in the performance of his duties, to be paid by the town treasurer in monthly payments on the first day of every month.

Sec. 13. Town officers to be sworn. All town officers elected or appointed shall be sworn by the town clerk to the faithful performance of the duties of their respective offices.

Sec. 14. Compensation of officers. When not otherwise provided herein or by law, the compensation and fees of officers of said town shall be fixed by a vote of the town at its annual meetings.

Sec. 15. Payments from treasury. No money shall be paid out of the town treasury except by order issued and signed by the selectmen or their representative authorized for the purpose and presented to the treasurer of said town at the time of payment.

Sec. 16. Bonds required from officers. The selectmen of said town shall require a bond with sufficient surety or sureties, satisfactory to said

selectmen, from all persons trusted with the collection, custody or disbursement of any of the moneys of the said town; and may require such bond from such officials as they may deem advisable.

Sec. 17. Inconsistent acts repealed. All acts or parts of acts inconsistent herewith in so far as they relate to the town of Camden in the county of Knox are hereby repealed.

Sec. 18. Local referendum provided for. This act shall not become operative until it is ratified by said town of Camden, at an annual town meeting called by a warrant containing an article for the purpose, within two years of the passage of this act, and when so ratified shall take effect on the first day of January thereafter.

Approved April 7, 1927.

Chapter 102

An Act to Increase the Salary of the Judge of the Western Somerset Municipal Court.

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

P. & S. L., 1909, c. 331, sec. 8; relating to salary of judge, amended. Section eight of chapter three hundred thirty-one of the private and special laws of nineteen hundred and nine is hereby amended by striking out the words "fourteen hundred" in the third line of said section and inserting in place thereof the words 'sixteen hundred,' so that said section, as amended, shall read as follows:

Sec. 8. Salary increased. As compensation for his services in that capacity the judge of said court shall receive an annual salary of sixteen hundred dollars, payable in quarterly installments from the treasury of the county of Somerset, on the first days of January, April, July and October; and all fees received by him in said capacity shall be by him turned over to the county of Somerset. He shall account quarterly under oath to the county treasurer for all fees received by him, specifying the items, and shall pay the same to said treasurer quarterly, on the first days of January, April, July and October; and he shall annually, and as much oftener as required by the county commissioners of said county produce before said commissioners the dockets, records and accounts of said court, and be inquired of by them as fully as they deem necessary with reference to all his official acts. The fees to be demanded and received by said judge shall remain as heretofore, except that the fee for each blank writ, signed and sealed, shall be four cents, including the summons for same.'

Approved April 7, 1927.