

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with subsection VI of section 26 of chapter 9 of the Revised Statutes of 1944.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1953

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Ninety-sixth Legislature

1953

Chapter 113

AN ACT Amending the Charter of the City of Bangor Relative to Changes in Organization, Powers and Duties.

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

Sec. 1. P. & S. L., 1931, c. 54, Art. II, § 1, amended. Section 1 of article II of chapter 54 of the private and special laws of 1931, as amended, is hereby further amended by repealing the 3rd paragraph thereof.

Sec. 2. P. & S. L., 1931, c. 54, Art. V, § 1, amended. Section 1 of article V of chapter 54 of the private and special laws of 1931 is hereby amended to read as follows:

'Sec. 1. Titles and appointment. There shall be the following administrative officers and boards:

(a) The following officers and boards shall be appointed by ballot by a majority vote of the members of the city council: city manager, city clerk, city solicitor, city auditor, treasurer and tax collector, members of the superintending school committee, members of the board of assessors, members of the water board, civil service commissioners, two members of the board of registration as provided under section eight of chapter six of the revised statutes ~~board of mothers' aid~~, trustees of Sophia Kirstein Student Loan Fund and trustees of the Hersey Fund.

(b) The following officers shall be appointed by the city manager, subject to confirmation by the city council: ~~city engineer~~ **director of public works**, city electrician, chief of police, chief of the fire department, superintendent of the ~~almshouse~~ **city hospital and home**, health officer, city physician, inspector of buildings, ~~harbor master, secretary to overseers of the poor~~ **public welfare director**, and all other department heads or officers whose position may from time to time be created by ordinance; and, except as herein otherwise provided, upon recommendation of the heads of their departments, all minor officers and employees.'

Sec. 3. P. & S. L., 1931, c. 54, Art. V, § 2, amended. Section 2 of article V of chapter 54 of the private and special laws of 1931 is hereby amended to read as follows:

'Sec. 2. Power of council with regard to appointive officers and boards. The council shall have power by ordinance or resolve:

- (a) To create any new appointive ~~office~~ officer or department.
- (b) To authorize the appointment of assistants or deputies in any office.
- (c) To ~~assign duties of two or more offices to one office~~ eliminate any office other than those specifically mentioned in subsection (a) of section 1 of this article.
- (d) To ~~divide duties of any office between two or more offices~~ combine, divide, assign or reassign the duties of the various officers and departments.'

Sec. 4. P. & S. L., 1931, c. 54, Art. V, § 6, sub-§ (g), additional. Section 6 of article V of chapter 54 of the private and special laws of 1931 is hereby amended by adding thereto a new subsection to be lettered (g), to read as follows:

'(g) To prepare and submit to the council as of the end of the fiscal year a complete report on the finances and administrative activities of the city for the preceding year and to cause the report to be printed for distribution to interested persons.'

Sec. 5. P. & S. L., 1931, c. 54, Art. V, § 9, amended. The 2nd sentence of the 3rd paragraph of section 9 of article V of chapter 54 of the private and special laws of 1931 is hereby repealed and the following enacted in place thereof:

'They shall elect a superintendent of schools for a term not to exceed 5 years who shall have the care and supervision of said public schools under their direction, and act as secretary of their board; and they shall fix his salary.'

Sec. 6. P. & S. L., 1931, c. 54, Art. V, § 12, repealed and replaced. Section 12 of article V of chapter 54 of the private and special laws of 1931 is hereby repealed and the following enacted in place thereof:

'Sec. 12. Director of public welfare. The director of public welfare shall exercise all the powers and perform all the duties conferred or imposed by law upon overseers of the poor.'

Sec. 7. P. & S. L., 1931, c. 54, Art. V, § 16, repealed. Section 16 of article V of chapter 54 of the private and special laws of 1931 is hereby repealed.

Referendum; effective date; return to secretary of state. This act shall take effect 90 days after the adjournment of the legislature, only for the purpose of permitting its submission to the legal voters of the city of Bangor at the next regular city election called and held for the purpose at the regular voting places of the city by the officers of the city of Bangor authorized to call such election. A check list shall be used at such election. The city clerk shall prepare the required ballots on which he shall reduce the subject matter of this act to the following question: "Shall the Act Amending the Charter of the City of Bangor Relative to Changes in Organization, Powers and Duties, passed by the 96th legislature, be accepted?" and the voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same. The result shall be declared by the municipal officers and due certificate thereof filed by the city clerk with the secretary of state.

This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters at said election.

Effective August 8, 1953

Chapter 114

AN ACT Amending the Charter of the City of Bangor Relative to Business and Financial Provisions.

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

Sec. 1. P. & S. L., 1931, c. 54, Art. VI, § 1, repealed and replaced. Section 1 of article VI of chapter 54 of the private and special laws of 1931 is hereby repealed and the following enacted in place thereof:

'Sec. 1. Accounts and records. Accounts shall be kept by the auditor, showing the financial transactions of all departments of the city. Forms for all such accounts shall be prescribed by the auditor, with the approval of the city manager. The city auditor shall have the authority and shall be required to:

(a) Supervise and be responsible for the disbursement of all moneys and have control over all expenditures to ensure that budget appropriations are not exceeded;

(b) Maintain a general accounting system for the city government and each of its offices, departments and agencies; keep books for and exercise