

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Third Legislature

OF THE

STATE OF MAINE

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PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
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1967

the provisions of this section. Each bond and note shall have inscribed upon its face the words "Mount Desert Island Regional School District," shall be dated at such time or times, shall be in such denomination, shall bear such rate of interest, not exceeding 5% per year, payable semiannually, be in such form subject to the provisions of this Act and be sold in such manner, at private or public sale, as said trustees shall determine. The district is hereby authorized to use the proceeds of such bonds and notes to meet interest due thereon during the year following the date of issuance thereof. Each issue of said bonds and notes may be made to mature serially or made to run for such periods as such trustees shall determine, but no such issue shall be for a longer period than 25 years from the date thereof. Each issue of said bonds and notes may be callable at any interest payment date with or without premium and may be refunded within the period of 25 years from the date thereof. All bonds and notes issued by the district shall be signed by the treasurer of the board of trustees and countersigned by the chairman of said board and, if coupon bonds be issued, each coupon shall be attested by the facsimile signatures of the chairman and the treasurer printed thereon. Any such bonds or notes, if properly executed by such officers in office on the date such securities are actually executed, shall be valid and binding according to their terms notwithstanding that before the delivery thereof and payment therefor either or both of such officers shall have for any reason ceased to hold office. **Prior to the issuance of said bonds or notes, the district through its trustees may borrow in anticipation of their sale by issuing temporary notes and renewal notes, the total face amount of which shall not exceed at any one time outstanding the authorized amount of the capital outlay bonds or notes. If the proceeds of an issue of bonds are used in whole or in part to fund temporary notes of the district or renewals thereof, the period during which such issue of bonds shall be outstanding, plus the period of the loan represented by such temporary notes or renewals thereof, shall not exceed 25 years.**

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective March 28, 1967

Chapter 36

AN ACT Increasing Membership from Five to Seven in City Council and Board of Education of City of South Portland.

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

Sec. 1. P. & S. L., 1963, c. 162, Art. II, § 201, amended. Section 201 of Article II of chapter 162 of the private and special laws of 1963 is amended to read as follows:

201. General powers. The administration of all fiscal, prudential and municipal affairs of said city with the government thereof, except as otherwise herein provided, shall be and are vested in one body of **57** members which shall constitute and be called the city council, and shall exercise its powers in the manner herein provided.

Sec. 2. P. & S. L., 1963, c. 162, Art. II, § 207, repealed and replaced. Section 207 of Article II of chapter 162 of the private and special laws of 1963 is repealed and the following enacted in place thereof:

207. Number; election term. The city council shall be composed of 7 members, each of whom shall be elected by the registered voters of the entire city. Two shall be elected at large from the registered voters of the entire city, and one shall be elected from each of the 5 voting districts, provided for in Article X, from the registered voters of each district. The term of office shall be for 3 years, and until their successors are duly elected and qualified.

The present members shall continue in office until their respective terms expire, and shall be deemed the representative members from the 5 voting districts. The 2 at large members shall be elected at the next regular municipal election following the effective date of this Act.

Sec. 3. P. & S. L., 1963, c. 162, Art. II, § 215, amended. Section 215 of Article II of chapter 162 of the private and special laws of 1963 is amended to read as follows:

§ 215. Quorum. ~~Three~~ Four members of the city council shall constitute a quorum for the transaction of business, but a smaller number may adjourn from time to time or may compel attendance of absent members. At least 24 hours' notice of the time and place of holding such adjourned meeting shall be given to all members who were not present at the meeting from which adjournment was taken.

Sec. 4. P. & S. L., 1963, c. 162, Art. IX, § 901, repealed and replaced. Section 901 of Article IX of chapter 162 of the private and special laws of 1963 is repealed and the following enacted in place thereof:

901. Board of education. The department of education shall be administered by a board of education called the "school board" which shall consist of 7 members, one from each voting district, 2 members to be elected at large, elected in a city-wide election. Members must be qualified electors of the city and residents of the districts from which they are elected and remain inhabitants of the city during their term of office. The term of office shall be for 3 years and until their successors are duly elected and qualified.

The present members shall continue in office until their respective terms expire. It is the intent and purpose of this charter that present members of the school board shall remain in office and upon completion of their terms of office, their successors will be elected as provided for in this charter.

Sec 5. P. & S. L., 1963, c. 162, Art. IX, § 902, repealed and replaced. Section 902 of Article IX of chapter 162 of the private and special laws of 1963 is repealed and the following enacted in place thereof:

902. Organization; qualification; quorum. The school board shall meet for organization during the first week in January in each year, and after being duly sworn to the faithful discharge of duties by a justice of the peace or by the city clerk, shall elect a chairman from its membership for the ensuing year. Four members shall constitute a quorum for the transaction of business.

Referendum; effective date. This Act shall take effect 90 days after adjournment of the Legislature, only for the purpose of permitting its submission to the legal voters of the City of South Portland at the next state-wide 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 Increasing Membership from Five to Seven in City Council and Board of Education of City of South Portland, passed by the 103rd Legislature, be accepted?”

The voters shall indicate by a cross or check mark placed against the words “Yes” or “No” their opinion of the same.

This Act shall take effect for all the purposes hereof immediately upon its acceptance by a majority vote of the legal voters voting at said election; provided that the total number of votes cast for and against the acceptance of this Act at said election equaled or exceeded 20% of the total vote for all candidates for Governor in said city at the next preceding gubernatorial election.

The result of such election shall be declared by the municipal officers of the City of South Portland and due certificate thereof shall be filed by the city clerk with the Secretary of State.

Effective October 7, 1967

Chapter 37

AN ACT to Clarify the Charter of the City of South Portland.

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

Sec. 1. P. & S. L., 1963, c. 162, Art. II, §§ 230, 231, additional. Article II of chapter 162 of the private and special laws of 1963 is amended by adding 2 new sections, 230 and 231, to read as follows:

230. **Compensation of officers and employees.** The city council shall fix by order the salaries of the appointees of the council. Salaries of the appointees of the city manager shall be fixed by the city manager subject to the approval of the city council.

231. **Legal department.** The council shall appoint for an indefinite term a corporation counsel who shall be head of the city's legal department and perform such duties as pertain thereto. Corporation counsel shall serve at pleasure of city council.

Sec. 2. P. & S. L., 1963, c. 162, Art. IV, § 414, repealed. Section 414 of Article IV of chapter 162 of the private and special laws of 1963 is repealed.

Sec. 3. P. & S. L., 1963, c. 162, Art. IV, § 416, amended. Section 416 of Article IV of chapter 162 of the private and special laws of 1963 is amended to read as follows:

416. **Emergency appropriations.** At any time in any budget year, the council may, pursuant to this section, make emergency appropriations to meet a pressing need for public expenditure to protect the public health, safety or welfare. Such