

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
One Hundred and Third Legislature
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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 IV, § 414, repealed. Section 414 of Article IV of chapter 162 of the private and special laws of 1963 is repealed.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

appropriations shall be by resolution adopted by the favorable vote of ~~at least 3~~ a majority of the members of the council ~~and shall be made only upon recommendation of the city manager~~. The total amount of all emergency appropriations made in any budget year shall not exceed 3% of the total operating appropriations made in the budget for that year, except upon recommendation of the city manager and approval by unanimous vote of all the members of the council.

Sec. 4. P. & S. L., 1963, c. 162, Art. V, § 509, amended. Section 509 of Article V of chapter 162 of the private and special laws of 1963 is amended to read as follows:

509. Date of final adoption; failure to adopt; provision for expenditures until adopted. The budget shall be finally adopted not later than ~~60~~ 90 days after the beginning of the fiscal year. Should the council take no final action on or prior to such date, the budget, as submitted, shall be deemed to have been finally adopted by the council. Before the budget has been adopted, the city council may make appropriation for current departmental expenses, chargeable to the budget for the year, when passed, to an amount sufficient to cover the necessary expenses of the various departments until the annual budget is in force.

Sec. 5. P. & S. L., 1963, c. 162, Art. X, § 1006, amended. Section 1006 of Article X of chapter 162 of the private and special laws of 1963 is amended to read as follows:

1006. Filing nomination papers; acceptances of nominations must be filed. The nomination petitions for any one candidate shall be assembled and united into one petition and filed with the city clerk not earlier than ~~30~~ 40 nor later than ~~46~~ 26 calendar days before the day of election. No nomination shall be valid unless the candidate shall file with the city clerk in writing not later than ~~46~~ 26 calendar days before the day of election, his consent, accepting the nomination, agreeing not to withdraw, and, if elected, to qualify.

Sec. 6. Effective date. Section 5 of this Act shall take effect January 1, 1968.

Effective October 7, 1967

Chapter 38

AN ACT Appropriating Funds for Capital Construction and Equipment at Aroostook State College, Gorham State College, Central Maine Vocational-Technical Institute and Stevens Training Center.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after the Legislature adjourns unless enacted as emergencies; and

Whereas, the said 90-day period will not terminate until after the beginning of the next fiscal year; and

Whereas, it is to the best interests of the State to take advantage of current construction prices; and