

CHAPTER 200
TOWN OF SCARBOROUGH, MAINE

CHARTER

ARTICLE IV

DEPARTMENT OF EDUCATION

Section. 401. Board of Education.

The Department of Education shall be administered by a Board of Education, which shall consist of seven (7) members who shall be nominated and elected by the registered voters of the entire Town according to the provision of this Charter for a term of three (3) years and who shall serve until their successors are elected and qualified.

Section. 402. Qualifications.

Members of the Board of Education shall be registered voters of the Town and shall reside in the Town during their term of office. No member of the Board of Education shall serve as a Trustee of the Scarborough Sanitary District. During their term of office, members of the Board of Education shall not hold any other compensated Town office or Town employment, except as on-call emergency personnel. If a member of the Board of Education is recalled or shall cease to possess any of these qualifications or shall be finally convicted of a crime punishable by imprisonment for more than six months, the office shall immediately become vacant. [Amended November 2, 2010 (as noted) – Effective January 1, 2011]

Section. 403. Vacancies.

If a seat on the Board of Education becomes vacant more than six (6) months prior to the next regular Town election, the vacancy shall be filled for the unexpired term by a special election held within sixty (60) days from the date the vacancy occurred. If a seat on the Board of Education becomes vacant within six (6) months prior to the next regular Town election, the vacancy may, at the option of the Board of Education, be filled for the unexpired term by a special election however, no election shall be held within sixty (60) days prior to the date of the regular election.

Section. 404. Organization, Qualifications, Quorum.

The members of the Board of Education shall be sworn in by the Town Clerk or the Town Clerk's designee upon certification of the election by the Town Council and seated at the first Board of Education meeting after certification. The majority of the whole number of the Board of Education shall be a quorum and they shall elect their own chair. Every vote of the Board shall require the affirmative vote of at least four members.

Section. 405. Powers and Duties.

The Board of Education shall have all the powers, and perform all the duties in regard to the care and management of the public schools of the Town, which are now conferred and imposed upon School Committees by the general laws of the State, except as otherwise provided in this Charter. At least seventy (70) days prior to the beginning of the fiscal year, the Board of Education shall submit to the Town Council budget estimates of the various sums required for the support of public schools for the ensuing fiscal year. The Town Council shall review the proposed budget and make appropriations for the support of public schools in accordance with the provisions of the general laws of the State and this Charter.

Section. 406. Compensation.

Members of the Board of Education shall receive one thousand five hundred dollars (\$1,500) per year for their services, except the Chair who shall receive one thousand seven hundred and fifty dollars (\$1,750), and their compensation shall be paid quarterly. Such compensation may be changed by ordinance, but no ordinance increasing the compensation of members of the Board of Education shall take effect during the then current municipal year.