

Minutes of Rules and Ordinance Committee Meeting  
Monday 03 May 2010

Call to order by Councilor Boncore at 7:05 p.m.

Present: Councilor Boncore  
Councilor Maggio  
Councilor Varone  
Town Manager James McKenna

Discussion on four motions Proposed by the Town Manager (prepared by town legal counsel) for the rules and ordinance committee dealing with the transfer of a certain parcel of land to Mass. Electric Company as an easement.

Motion: to accept same four motions by councilor Varone.

2<sup>nd</sup> by councilor Maggio

Motion: to accept exhibit B By councilor Boncore

2<sup>nd</sup> by councilor Maggio

Motion: to publish Harvard Street parking ordinance by councilor Boncore

2<sup>nd</sup> by councilor Varone

Motion: to adjourn by councilor Maggio

2<sup>nd</sup> by councilor Varone

Meeting adjourned at 8:15 p.m.

## MOTION PROPOSED FOR THE RULES AND ORDINANCE COMMITTEE

Motion: That the Town of Winthrop ("Town"), acting by and through the Town Council, vote to authorize the Town Manager to grant a twenty (20) foot wide permanent subsurface easement to Massachusetts Electric Company ("MEC") for the purpose of installing, maintaining, renewing and operating underground transmission and distribution cables over a certain parcel of land located in the Town known as Overlook Drive owned by the Winthrop Housing Authority, pursuant to the terms of a deed dated February 22, 1974, recorded with the Suffolk County Registry of Deeds ("Registry") in Book 8728, Page 735, and shown on the draft plan entitled "PLAN OF EASEMENT WINTHROP HOUSING AUTHORITY WINTHROP, MASSACHUSETTS, SCALE: 1"=50', DATE: OCTOBER 2009, SHEET 1 OF 2," prepared by Oak Engineers" (the "Plan"), which easement is necessary for the electric distribution system upgrades being performed by MEC that will improve electric service to the Town.

Motion: That the Town, acting by and through the Town Council, vote to authorize the Town Manager to grant a twenty (20) foot wide permanent subsurface easement utility (the "Utility Easement"), in substantially the same form attached hereto as Exhibit A, to MEC for the purpose of installing, maintaining, renewing and operating underground transmission and distribution cables over a certain parcel of land located in the Town known as Overlook Drive owned by the Town, pursuant to the terms of a deed dated August 10, 1967, recorded with the Registry in Book 8139, Page 299, and shown on the Plan, which Utility Easement is necessary for the electric distribution system upgrades being performed by MEC that will improve electric service to the Town.

Motion: That the Town, acting by and through the Town Council, authorize the Town Manager to request a release from the United States Department of Education to permit the Town to grant the above referenced Utility Easement to MEC, which release is required pursuant to the restrictions set forth in that deed dated August 10, 1967, recorded in the Registry in Book 8139, Page 299, as affected by that certain deed of release dated March 30, 1999, recorded at the Registry in Book 23931, Page 169 and that certain Declaration of Covenant, dated May 21, 1999, recorded at the Registry in Book 23931, Page 172.

Motion: That the Town, acting by and through the Town Council, authorize the Town Manager to file special the legislation entitled "AN ACT AUTHORIZING THE TOWN OF WINTHROP AND THE WINTHROP HOUSING AUTHORITY TO GRANT CERTAIN EASEMENTS FOR UNDERGROUND ELECTRIC AND INTELLIGENCE TRANSMISSION AND DISTRIBUTION CABLES" in substantially the same form as attached hereto as Exhibit B, which special legislation is necessary in order to grant the easements referenced above.