

**TOWN OF FRAMINGHAM**  
**SELECTMEN'S RECORDS**

\*REGULAR MEETING OF THE BOARD OF SELECTMEN MAY 17, 1971\*

The regular meeting of the Board of Selectmen was held at 7 P.M. Present: Mr. John F. King, Chairman, Mr. John F. DelPrete, Clerk, and Mr. Peter W. Ablendi.

WARRANTS:

#47 - Bill - May 17, 1971 - \$131,225.97  
#48 - Pay Roll - May 17, 1971 - \$201,314.62  
#49 - School Pay Roll - May 17, 1971 - \$413,599.67

LICENSE TO CONDUCT AN AUCTION AND ACT AS AUCTIONEER THEREAT:

S. A. Crisafulli, Auction to be held May 22, 1971 at Framingham Motor Inn, Worcester Rd., Framingham, items to be auctioned 150 pieces assorted oil paintings, pencil signed & stoned signed, lithographs, and sculptures, inspection 7 p.m. to 8:30 p.m., auction 8:30 p.m. to 11:45 p.m.

AMUSEMENT LICENSE:

William B. Haughey, Jr. d/b/a "Liam's", live entertainment-Irish Folk Singers, 17 Edgell Rd., week days 1971, 7:30 p.m. to 12 p.m.

COMMON VICTUALER'S LICENSE - William B. Haughey, Jr. d/b/a "Liam's" - 17 Edgell Rd.

JUNK DEALER'S LICENSE - Charles J. McNeill, daily turnover to United Salvage Corp. of America d/b/a Framingham Salvage Co., 120 Waverly St.

LIQUOR LICENSE - It was voted to grant a license to sell all alcoholic beverages as a restaurant to William B. Haughey, Jr., d/b/a "Liam's" at 17 Edgell Rd.

LODGING HOUSE LICENSES:

Robert H. Hedges, 45-47 Winthrop St.  
Robert L. Hughes, 115 Franklin St.  
Robert L. Hughes, 100 Pearl St.

SUNDAY ENTERTAINMENT LICENSES:

LaCantina, Inc., 911 Waverly St., May 23, 1971:

1. Live entertainment.
2. Patron's dancing.

William B. Haughey d/b/a Liam's, 17 Edgell Rd., May 23, 1971:

1. Live entertainment.

Caesar Tamagno Inc. d/b/a Monticello Restaurant, rear 90 Worcester Rd., May 23, 1971:

1. Patron's dancing.
2. Singer, comic, dancers, M.C., trip, background music.

SIGN PERMIT:

John P. Chiumento Sign Co., Cushing Electrical Co. No. A5515, C. S. Perry, 90 Irving St.

RATIFICATIONS:

Obstruct sidewalk:

John P. Chiumento, 134 Howard St., install sign, May 11.  
John P. Chiumento, 450 Waverly St., repaint sign, May 17 to 18.

Open, occupy and obstruct street:

Worcester Gas Light Co., 403 Central St., install 3/4" I.P. gas service, May 14 to June 14.  
Fantoni Co. Inc., Valentine Rd., install water, sewer, drain service for new office building, May 13 to June 13.  
The Wellesley Corporation, 340 Winter St., connect sewer, water and storm drains, May 14 to 20.  
Theodore Dlott, 1st #1 Burdette Ave., sewer and water lines, open trench, May 19.  
Dance Wrecking Corp., 7 Edgell Rd., install one drain manhole, May 17 to 19.  
Franchi Bros. Construction Corp., Adams St., (cor. of Adams St. & Salem End Rd.) sewer and water connections, May 20 to 27.

JURORS:

The following were drawn to serve as jurors on June 8, 1971 at Cambridge:

Robert J. Ferran, 1 Chappelwood Rd.  
Astrid I. Wilkinsen, 89A Taralli Terrace.  
Peter C. Cotton, 61 Auburn St. Ext.  
Clyde B. Krause, Jr., 7 Mark Rd.

The following was drawn to serve as a juror on June 7, 1971 at Lowell:

Donald M. Hodges, Sr., 146 Danforth St.

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JURORS-cont.:

The following were drawn to serve as jurors on June 7, 1971 at Cambridge:  
Armando A. Colonna, 8 Taralli Terrace.  
Claude B. Chandler, 12 Knox Ave.  
Paul Diamond, 15 Auburn St.

HEARING:

A public hearing was held at 8 p.m. in the Selectmen's Office, Room 21, Memorial Building, on the petition of the New Eng. Tel. & Tel. Co. for the following permission:  
Salem End Rd., from pole 115 approx. 283' east of Linwood Rd., extending southeasterly across Salem End Rd. to Stalker Lane, approx. 65' of conduit. Joseph Melpignano, representing the New Eng. Tel. & Tel. Co., was present in favor. There was no opposition to the petition, and it was voted to grant the same.

COLLECTIVE BARGAINING:

The Board met with Dana Burdette, Director of Personnel and Jay Gordon, Chairman of the Collective Bargaining Committee at 6:45 P.M. for the signing of Collective Bargaining contracts by the Framingham Police Association and the Framingham School Police Association. The following votes are recorded:

"VOTED that the attached form of Agreement presented to the Board of Selectmen between the Town of Framingham and the Framingham Police Association, the duly recognized Collective Bargaining Representative for the unit described in said Agreement, be and hereby is accepted on behalf of the Town of Framingham and the Chairman of the Board are hereby authorized to execute and deliver the said Agreement by and on behalf of the Town."

"VOTED that the attached form of Agreement presented to the Board of Selectmen between the Town of Framingham and the Framingham School Police Association, the duly recognized Collective Bargaining Representative for the unit described in said Agreement, be and hereby is accepted on behalf of the Town of Framingham and the Chairman and Clerk of the Board are hereby authorized to execute and deliver the said Agreement by and on behalf of the Town."

Item #2. Jay Gordon advised the Board that at a meeting he had attended with the Board of Public Works, it was requested by that Board that a representative be designated as a member of the Collective Bargaining Committee who will have a full vote in all policy matters as pertains to the negotiations with Local 1156. However, it was noted that the Board of Selectmen should sanction such action. As requested, the Board unanimously agreed, and it was voted that starting with the negotiating sessions for the 1972 Work Agreement with Local #1156, the Board of Public Works will designate one of its members as a member of the Collective Bargaining Committee. The Selectmen further expressed their wish that the Director of Public Works will continue to be available to the Collective Bargaining Committee for consultive purposes.

Item #3. Discussion was held with Messrs. Burdette and Gordon regarding the appointment of an Assessor to fill the vacancy caused by the resignation of Nicholas Ricciuti. Procedures in filling this position were discussed in detail. Mr. Burdette suggested the following steps to be used in filling the position: (1) advertising in the Framingham News, Worcester Telegram, The Municipal Reporter - no cost to the Town and the Mass. Selectmen's Ass'n. Magazine - no cost to the Town. (Mr. Ablondi suggested the latter be eliminated inasmuch as the date of publication of this magazine would be too late to be effective); (2) application forms, available through the Selectmen's Office and the Personnel Office; (3) Pre-Screening and (4) Interview by the Selectmen. Mr. Ablondi suggested also, the use of a rating form.

Selectman DelPrete questioned who would designate the chairman of the Board of Assessors - Selectmen or Assessors - and asked for a ruling from Town Counsel. He also requested clarification of the job description. Much discussion followed concerning these two points. Mr. Ablondi said he felt, in his opinion, that the bylaw which had been adopted by Town Meeting should be followed even though it was rejected by the Attorney General. He felt strongly the position should be full-time. Mr. Ablondi was very emphatic in stating "I am replacing a professional with another professional and there would be nothing political in making a selection." Chairman King concurred, noting he wished a professional assessor and he would also follow very closely the bylaw which had been adopted by Town Meeting.

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### COLLECTIVE BARGAINING (CONT'D.):

Mr. Gordon suggested a determination be made by the Board of Selectmen with regard to qualifications and duties and referred to Mr. Burdette for finalization. Town Counsel explained the Board should not impose duties which would be inconsistent with the general laws relating to the appointment of an assessor. The Board requested Town Counsel work with Mr. Burdette in finalizing the specifications with regard to filling this position.

### CONFERENCE - ANGELICA DRIVE:

The Board of Selectmen conferred with several town boards for the purpose of discussing Angelica Drive proposed improvements. Present were the Commissioners of Public Works; Chairman Anthony M. Colonna, John Jordan and Sue Galvin; Director of Public Works, Primo Silva; Town Engineer and Assistant Town Engineer, Messrs. Merloni and Fegan; members of the Planning Board, Chairman Vincent Garino, William McKeown and Ralph Deady, and several residents of the area. With regard to the proposed improvements planned by the Town for Angelica Drive, Town Counsel Aaron Bikofsky explained that the Town, under the statute, was not subject to the Hatch Act because it only applies to persons and towns are not persons. He noted, however, the Town of Framingham would have to file a "Notice of Intent" under the regulations, (not under the statute), and work could commence 30 days after filing. He noted there were no hearings required, nor any reports necessary from Town Boards. Mr. Merloni reported the progress to date, noting that all but one easement had been secured, and they anticipated no problem in securing the one remaining. He noted further that the contract with Livoli had been agreed to and required his signature only; and the time table for commencing Angelica Drive improvements was still June 1, 1971.

Another area of discussion was the work being done in Southborough at the Framingham Town Line which might possibly affect the proposed improvements to Angelica Drive. Town Engineer, James Merloni explained that the proposed excavation to create a pond, which had been submitted by Paul and Robert Striberg in a "Notice of Intent" to the Town of Southborough, would not adversely affect the downstream drainage patterns for the Town of Framingham proposed improvements. He noted that his Drain Consultants, William R. Domey, P.E. and Robert C. Stiefel, Ph.D. concurred with this opinion. Chairman King noted there appeared to be a difference of opinion by the Public Works Department. Mr. Merloni said he had spoken with Mr. Silva regarding this and it appeared that Mr. Silva had viewed previous construction at the area, which caused his concern, however, this had no bearing on the proposed plans. Mr. Silva explained his only concern was that improper construction of a dam in that area could result in downstream flooding which would become a hazard. He stated strongly that it was imperative that this dam be constructed in such a manner to assure no break-through at a later time. Mr. Ablondi said he felt strongly that any and all dam construction, of any nature, should be approved by the State Engineer, and requested that they be instructed to check thoroughly the proposed Southborough construction.

Selectman DelPrete questioned at what point the flow from the spillway and the flow from the dam would meet; who would inspect the job; who would have the final say in the event problems developed; and what storm time table was being used. Mr. Merloni explained the bottleneck would be at Waveney Road, and that Mr. Myron, Planning Board Engineer, would inspect the work and a full time engineer would be on the job. He explained further that they anticipated no major problems during the construction. (Mr. Bikofsky, Town Counsel, indicated in the event any problems arose, this could be ironed out in the field.) Mr. Merloni reported they were providing for a one and five year storm, noting the cost would be prohibitive in providing for more than this. He added that the pond was located 1500 feet away from the Town Line and in the event of any leakage, the water would dissipate before it got to the Town line. Several residents of Angelica Drive were present, one of whom raised a question about the possibility of flooding on upper Angelica Drive. He was assured that there was no reason for concern. Upon the motion of Selectman DelPrete, the Board voted unanimously to send a letter to the Department of Natural Resources, asking that they inspect any dam building in Southborough to insure it meets the conditions of the Hatch Act, especially in terms of building materials. Further, the State Department of Public Works will also be requested to inspect this construction.

### DRUG REPORT:

Dr. Antonio M. Matarese appeared before the Board at 8:45 to present an up-to-date progress report of the Drug Commission. He explained they were currently working on a program that would involve youth in activities which would include educational, athletic and arts and crafts. He commended the efforts of Dr. Tedeschi who is working very diligently on this program. An extensive detailed report was given by Dr. Matarese. The Board unanimously voted that the program as outlined be adopted.

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### MILLWOOD GOLF COURSE:

Attorney Henry Quinlan appeared before the Board to discuss briefly the restrictions imposed by the Board upon the Millwood Golf Course Common Victualer, All Alcoholic Beverage License. He explained the condition requiring a determination as to whether this was a permissible use was a void condition. He said the matter had been filed in the land court, however, would probably not be heard before a period of six months. As a result, and in an effort to speed up the issuance of the license, he asked if the Board would issue the license pending the disposition of the matter in court. He noted that the Board had no authority to get into the realm of zoning, and his only reason for appearing was to inform the Board of the procedures he was going to follow. Chairman King advised Mr. Quinlan that a determination would have to be sought by Millwood inasmuch as many of the neighbors in the area were opposed to the granting of this license. Selectman Ablondi reviewed the case to date, noting the Board was in sympathy, however, the condition would have to be adhered to. Attorney Quinlan reported that Mr. Drake might seek a declaratory judgement that this condition is null and void. Chairman King noted, in that case, the Board could refuse to grant the license if the conditions imposed were not met.

### TRAFFIC REGULATIONS:

The Board of Selectmen unanimously approved the recommendations of Sergeant Robert Foley, Safety Officer as follows:

- GO SLOW CHILDREN SIGNS: 1. On Essex St. 100 feet east of Concord St.  
2. On Essex St. 100 feet west of Grant St.

### LOWTHER ROAD:

The Board acknowledged receipt of a letter under date of May 14, 1971 from Sergeant Foley, Safety Officer in which he responded to the complaints and request by residents of Lowther Road to make this street one way from Central St. into North High School. Sgt. Foley noted that this area has been investigated many times, and felt the complaints registered regarding speeding in this area were justified. He reported they have attempted radar enforcement in the area, with the issuance of motor vehicle citations issued by officers to students, however, this was met with criticism by the parents of these students. He noted also they had investigated the possibility of closing Prior Drive to traffic and the one-way restriction, for Lowther Road, however, these possibilities were ruled out by the Public Works Dept. and the School Dept. as not being feasible solutions. It was Sgt. Foley's recommendation that this entire school area, Lowther Road, Prior Drive, Copeland Road, Bonito Drive, A Street and all school roads be studied by the Engineering Dept. in an effort to establish a suitable pattern. Selectman Ablondi expressed his displeasure in learning that the police were being criticized for upholding the law. He felt strongly that those students who were violating the law should be brought to order, along with their parents. Chairman King noted that Policeman Louis Moscatelli has been assigned to investigate vandalism in all the Framingham Schools, including car speeding, the effects open sessions have in the school, senior release week, etc. - as a result of the current problems being encountered. He advised that a report would be forthcoming from Officer Moscatelli in a short period of time which would give them a clearer picture of the problems being encountered. Several residents of Lowther Road were present, expressing their concern, and requesting action be implemented to safeguard their children. Suggestions were made and discussed by all present. In response to a question by one of the residents regarding the amount of time involved before action is taken, Sergeant Foley explained the Engineering Dept. could implement the study within a short time, however, any action required by the State Dept. would take a longer period of time. Upon the motion of Selectman Ablondi, the Board voted unanimously to request the Engineering Department to conduct a study of the entire school area, as recommended by Sergeant Foley above, and to submit a plan which could be implemented by the September starting date of the school year. Chairman King will contact the School Committee in an effort to alleviate the speeding problem in the interim.

### PARKING - MAYNARD ROAD:

The Board acknowledged receipt of a letter from Brossi Construction under date of May 12, 1971 in which they requested the banning of all parking on Maynard Road as a result of serious problems they are encountering, particularly from Adams Road to Salem End Road. Sgt. Foley, Safety Officer was present and told the Board that he agreed there should be no parking on Maynard Road. Sgt. Foley was requested to submit his recommendation in writing in time for the next Selectmen's meeting. He was also requested to notify State College that No Parking will be implemented on Maynard Road.

### #850 EDGELL ROAD:

The Board acknowledged receipt of a letter under date of May 13, 1971 from William D. Carey, Director - Park/Recreation Department, in which he requested that no action be taken on the McCarthy property, #850 Edgell Road, without prior discussion with the Park Commissioners.

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### SLOANE DRIVE - GO SLOW CHILDREN SIGNS:

The Board acknowledged receipt of a letter from Carol Seeger and Babette L. Levin regarding their request for a sign to be erected on Sloane Drive at the point where it is intersected by Sandra Drive. They attended the meeting in order that their views could be expressed, and present, also, was Sergeant Foley. Discussion followed concerning their request for larger than standard signs reading "Slow Children - Over Hill" and "Slow Children - 20 M.P.H." Sergeant Foley informed the residents that the Public Works Board was reluctant to install other than standard signs inasmuch as it was too costly. Further, in order to post speed zones, it was necessary to obtain State approval. At the insistence of the residents, Sergeant Foley was requested to investigate further the possibility of deviating from the standard size sign and report back next week.

### DOG OFFICER APPOINTMENT:

The Board of Selectmen unanimously appointed Paul Gosselin as Dog Officer to replace Dog Officer Lee Berte who is recovering from a serious illness. Selectman Ablondi stated he had spoken with the Chief of Police regarding Lee Berte and was informed by him that both he and the Town Doctor concur that Mr. Berte should not return to work as it would be detrimental to his health. Mr. Ablondi recommended that this position be discussed further with the Chief of Police in order to establish this position on a full time basis. In other words, he explained, the dog officer would report only to the Chief of Police and to no other superior officer; he would not be expected to perform in any other capacity, however, his status as a police officer would be retained; the telephone would be removed from the police station, and in place an answering service would be used; and he would be on call 24 hours a day, seven days a week. Selectman Ablondi motioned to appoint Paul Gosselin as Dog Officer, with the detailed conditions as described. Selectman Delprete amended the motion to appoint him, however with further clarification of details. Chairman King reiterated that this action took place as a result of the recommendations of the Police Chief and the Town Doctor.

### PAPER RECYCLING PROGRAM:

The Board noted receipt of a copy of letter to Richard McNamara, Purchasing Agent from Sheila Silverberg, Secretary of the Conservation Commission regarding a paper recycling program.

### BATES ROAD EXTENSION:

The Board noted receipt of a letter from the Chairman of the Department of Public Works, Anthony M. Colonna, inviting them to participate at a meeting to be held on May 19, 1971 at 10:00 A.M. regarding parking, drainage and construction conditions on Bates Road Extension.

### AD HOC COMMITTEE ON HOUSING:

Donald Croatti and Paul Houlihan, Executive Director of South Middlesex Opportunity Council, Inc. appeared before the Board to report that at the first meeting of the Ad Hoc Committee on Housing, it was unanimously voted that a representative from the United Peoples group, and a representative of the Framingham Spanish speaking community be placed on this committee, and that the committee be closed at twelve members. Selectman Delprete questioned the membership being closed at twelve. Selectman Ablondi explained that it would not be feasible to keep the membership open inasmuch as the committee has been asked to report by July 1, 1971. Mr. Croatti requested permission to extend the deadline from July 1 to the fall of this year inasmuch as they would need that amount of time in order to prepare a thorough report. On the suggestion of Donald Croatti, the Board unanimously appointed Mrs. Frances Rodriguez to represent the Spanish speaking community. A recommendation for a representative for the United Peoples Group will be forthcoming. Further, the Board agreed that the membership should be closed at 12 members, and the deadline for filing of the report would be extended to the fall of 1971.

### FREDERICK A. GOGUEN - VITO'S PIZZA & RESTAURANT:

The Board acknowledged a letter from Frederick A. Goguen under date of May 13, 1971 in which he reported the number of off street parking places he could use for his restaurant as requested by the Board. He noted also that he had the permission of Mr. Joe Femia, owner of Fem's Gas Station at 865 Waverly Street to use his parking lot for parking purposes. After discussion with Sergeant Foley, it was decided to advise Mr. Goguen that the plan as submitted by him was felt to be inadequate inasmuch as it would serve only on a temporary basis, and that sufficient permanent off street parking would be a requisite before any consideration could be given to his request for an all alcoholic beverage license.

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AUXILIARY POLICE DONATION FROM DENNISON:

The Board acknowledged receipt of a gift of \$1,000. donated by the Dennison Manufacturing Co. to the Town of Framingham to be used to equip the Auxiliary Police, under the direction of Lieutenant E. Harrington. The Board's thanks and appreciation will be relayed to the Dennison Mfg. Co.

WATER SUPPLY-CHLORINE:

A letter of complaint received from Elizabeth Ann Murphy concerning the chlorine in the Town Water will be referred to the Department of Public Works and the Board of Health. Miss Murphy has complained that the chlorine in the water supply is causing a green color change in the hair of those girls who tint or bleach their hair.

FRAMINGHAM MOTOR INN:

The Board of Selectmen unanimously approved the request of Samuel Geraci, General Mgr. of Framingham Motor Inn for permission to remain open until 2:00 A.M. on Tuesday, May 25, 1971 which would allow them to observe the occasion of their 3rd Annual Traditional Swingers' New Year's Eve in May Party.

BUS PERMIT:

The Board of Selectmen unanimously voted to issue a permit to the Natick Bus Service which would allow them to transport the senior citizens of Natick to Shoppers World, via Route 9 from the Natick Line to Shoppers World.

HUMAN RELATIONS COMMISSION:

Attorney Alan Greenwald was unanimously appointed to the Human Relations Commission for a term ending May 1, 1974 to replace Martin L. Aronson who will no longer be a resident of Framingham.

ASSESSOR'S APPOINTMENT:

The Board of Selectmen discussed further the appointment of an Assessor to replace Chairman Nicholas Ricciuti who has resigned. In accordance with the General Law, the Chairman of the Board of Assessors will be selected by the remaining members. Town Counsel was requested to work with the Personnel Director to draft a job description. It was noted that there are certain portions of the by-law which had been previously drafted, however, turned down by the Attorney General, which should be incorporated. Mr. Ablondi stressed the position should be a full time one. Clarification of full time and part time will be presented at a later time.

EXECUTIVE SECRETARY APPOINTMENT:

The Board of Selectmen unanimously reappointed Mrs. Jennie L. Gherna as Permanent Executive Secretary until April, 1972, upon the motion of Selectman Ablondi. Mr. Ablondi reported that in his opinion, he felt that the question of a permanent full term Executive Secretary should be delayed pending the recommendations to be submitted by the Charter Commission. He commended Mrs. Gherna on her excellent performance as Acting Executive Secretary since November of 1970. Chairman King concurred, noting that the position had been narrowed down to five contenders, Mrs. Gherna being one of that group, and noted also that her qualifications were equal to, if not better than the others. He added "Often times we seek too far for talent when, in fact, we have that talent in our midst." Selectman DelPrete raised the question of remuneration, indicating that Mrs. Gherna's salary should be in line with step increases allotted the position of Executive Secretary. The question of salary was tabled pending further discussion by the Board.

MEETING ADJOURNED AT 10:30 P.M.

*John F. DelPrete*

John F. DelPrete, Clerk