

TOWN OF FRAMINGHAM
SELECTMEN'S RECORDS

REGULAR MEETING OF THE BOARD OF SELECTMEN JUNE 28, 1971

The regular meeting of the Board of Selectmen was held at 7:30 p.m. Present: Mr. John F. King, Chairman, Mr. John F. DePrete, Clerk, and Mr. Peter W. Ablondi.

WARRANTS:

#63 - Bill - June 28, 1971 - \$270,721.68
#64 - Pay Roll - June 28, 1971 - \$216,090.38
#65 - School Pay Roll - June 28, 1971 - \$475,860.11

COMMON VICTUALER'S LICENSE - Framingham Little League, at Long's Softball Field, for Softball game, hot dogs, and refreshments, July 5, 1971 only.

SUNDAY ENTERTAINMENT LICENSES:

William B. Haughey d/b/a "Liam's", 17 Edgell Rd., July 4, 1971:
1. Live entertainment.

LaBimba, Inc., 1672 Worcester Rd., July 11, 1971:
1. Live entertainment.

SPECIAL MALT BEVERAGE AND WINE LICENSE - Portuguese Recreation Club, 67 South St., Club Grounds, July 3, 8 p.m. to midnight, July 4, 1 p.m. to midnight, July 5, 10 a.m. to midnight.

OBSTRUCT STREET - Residents of Barry Drive, 2-13 Barry Drive, block party, 3:30 p.m. to 8:30 p.m. on July 10, 1971.

RATIFICATIONS:

Obstruct sidewalk:

Ned Nobilini & Sons, Inc., corner Kendall and Concord Sts., bird repellent, June 24, 1971.
Michael H. Orlando, 100 Concord St., paint windows, June 28 to July 2.

Open, occupy and obstruct street - Worcester Gas Light Co., 100 Beech St., testing and repairing existing gas pipe, June 24 to July 24.

Open, occupy and obstruct sidewalk - New Eng. Tel. Co., P/59 Cochituate Rd., place 1 cast iron bend to pole, June 25 to 26.

APPOINTMENT OF SPECIAL POLICE OFFICER - Frederick Gips was appointed a special police officer for a term of one year, effective June 28, 1971.

APPLICATIONS FOR CERTIFICATE OF INCORPORATION:

The application of Barbara Roberto, Donna Woods, Mary Vespa, Thelma Klein, Charles Deutsch, all of Framingham, (and others not of Framingham) have filed in the office of the Secretary of State an application for a certificate of incorporation under the name of "United Peoples, Inc." to be located at 31 Hollis St., Framingham, was approved as far as the Framingham residents are concerned, and the Secretary of State so notified.

The application of Joseph A. Levin, Framingham, (and others not of Framingham) have filed in the office of the Secretary of State an application for a certificate of incorporation under the name of "American Marketing Association (Boston Chapter), Inc." to be located in the City of Boston, was approved as far as the Framingham resident is concerned, and the Secretary of State so notified.

The application of William A. Perry, Framingham, and others not of Framingham) have filed in the office of the Secretary of State an application for a certificate of incorporation under the name of "Task Force on Children Out of School, Inc." to be located in the City of Boston, was approved as far as the Framingham resident is concerned, and the Secretary of State so notified.

BUILDING INSPECTOR:

It was voted to authorize the Building Inspector to issue a permit to Richard D. & Linda M. Kennedy for the construction of an above-ground swimming pool at 22 Amy Rd. with a 7' side yard.

It was voted to authorize the Building Inspector to issue a permit to Francis D. Murphy for the construction of an addition to his house at 16 Clearview Drive with a side yard of 9'6".

HEARING:

A public hearing was held at 8 p.m. in the Selectmen's Office, Room 21, Memorial Building, on the application of Humble Oil & Refining Company for a license to use the land at 730 Cochituate Rd. (northeast corner of Cochituate Road and Speen Street) for the storage of 18,000 gallons of gasoline, in 3-6,000 gallon tanks, underground, 2,000 gallons slop oil, in one underground tank, 1,000 gallons fuel oil, in one underground tank, 1200 gallons motor oil, 300 gallons anti-freeze, 60 gallons grease, in aboveground containers, 200 gallons gasoline in ten cars in lubritorium, existing 16,000 gallons gasoline storage in five underground tanks to be removed. Attorney John C. Acton, representing the applicant, and Fire Chief Jerome N. Byrne were present in favor of the granting of the license. There was no objection to the granting of this license, and it was voted to grant the license.

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PERSONNEL BOARD - FINANCE COMMITTEE REPRESENTATIVE:

The Board acknowledged receipt of a letter from Dana N. Burdette, Director of Personnel, under date of June 23, 1971, in which he advised that Mr. Raymond F. Lawrence has been appointed the Finance Committee's representative to the newly formed Personnel Board and Collective Bargaining Committee, effective June 21, 1971.

POLICE DEPARTMENT COMMENDATION:

Receipt was noted of a letter from Victor R. Rezio, Chief Special Investigator of the Alcohol, Tobacco and Firearms Division, Internal Revenue Service, United States Treasury Department, in which he commended Captain Dino P. Berte and Lieutenant Edward Harrington in completing a seminar on the Gun Control Act of 1968 and Title XI-Regulation of Explosives, of the Organized Crime Control Act of 1970. The Board will express their appreciation to Chief Martins for his excellent performance of leadership and will ask that the above mentioned letter be made a part of the officers' files.

POLICE OFFICERS - LAW ENFORCEMENT COURSES:

Receipt was noted of a letter from Jay R. Gordon, Chairman of the Personnel Board, in which he noted their Board was concerned with the practice of police officers being permitted to attend Law Enforcement Courses while on duty inasmuch as this might become precedent setting within the Police Department, Fire Department and other Town Employees. He advised it was their recommendation that distinction should be made between seminars, workshops, training programs of any type required, and paid for by the respective departments; as against those courses elected by the police officer or other town employee, paid by himself. He said it has been the understanding of the Personnel Board that time spent by Police Officers attending such courses was not part of the duty time and, therefore, the officers are not in pay status. The Personnel Board asked the Board to give consideration to their recommendation, and that the Town not pay employees of any department for his time spent in taking courses elected by the individual employee, and costs borne by him. Chairman John King said he felt in order to professionalize our police department, it must be done through education. He noted that State Legislature passed a law this year, Chapter 115, where a town or city, if it accepts the law, would be required to pay a police officer a full salary while taking law enforcement courses, provided he is enrolled for at least 16 hours of classroom instruction, works 24 hours a week on regular duty as a police officer, and during regularly scheduled school vacations works his regular tour of duty, and provided, further, that he is studying for a baccalaureate, master's or higher degree. In addition, he must agree to remain in the employ of the town after completion of the course of study, for as many years as he has been aided under this section. John King, Chairman, pointed out that it might be more costly to take advantage of Chapter 115, rather than the present method. After further discussion, it was decided that a joint meeting will be scheduled with the Personnel Board, and the Fire and Police Chiefs to work out an understanding on department personnel education.

FIRE INSURANCE - TOWN OWNED BUILDINGS:

The Board acknowledged receipt of a letter from Richard J. McNamara, Purchasing Agent in which he requested approval to seek bids based on replacement cost figures for Town Owned buildings inasmuch as the current policy for Fire Insurance was due to expire on August 1, 1971. The Board unanimously voted to grant approval to Mr. McNamara to seek bids, as requested.

TRAFFIC REGULATIONS:

The Board unanimously approved recommendations submitted by Sergeant Robert Foley, Safety Officer, for signs as follows:

GO SLOW CHILDREN:

1. On Summer Lane at Summer Street for westbound traffic.
2. On Summer Lane at Summer Street for east bound traffic.

NO PARKING ANY TIME:

1. On Mellen Street - west side from the front of the Madewell Company to the corner of Coburn Street.
2. On Griffin Road - both sides from Turner Rd. to School Property.

DO NOT ENTER 8:00 A.M. to 4:00 P.M.:

1. On Griffin Road both sides at Turner Road.

CROSSING GUARDS:

The Board acknowledged receipt of an Annual Report from Marie Mulhern, Supervisor of Crossing Guards. Sergeant Foley, who was present, told the Board he is currently studying this report and the recommendations submitted therein.

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MACOMBER PROPERTY-BORINGS:

In response to the Land Acquisition Committee's recommendation for the Board to consider meeting with the Town Engineer to discuss the value and desirability of undertaking borings on site "B" of the Macomber property, the Board voted to take no action at this time. Discussion was held regarding this recommendation. Selectman Ablondi felt strongly opposed to the expenditure of any further monies on this property until a definite judgement is made relative to the use of this land. The Board concurred. Town Meeting Member, James Dwyer, noted this question would undoubtedly come up again at the next Town Meeting, and he felt information should be available before the land in question is considered suitable for a school site.

BOARD OF ASSESSORS' ANNUAL REPORT:

In regard to a request by James Dwyer, Town Meeting Member, for the listing of reasons for each abatement in the Assessors' Annual Report, Town Counsel advised that he had discussed this matter with the Board of Assessors and they are willing to list the reasons for each granted abatement in their Annual Report. (See Town Counsel's letter of June 24, 1971.)

OLD WOOD ACRES II:

The Board acknowledged receipt of a copy of a report from Sheila Silverberg, Secretary of the Conservation Commission, to Town Counsel regarding the purchase of Old Wood Acres II. Mrs. Silverberg expressed the Commission's doubt as to the feasibility of a subdivision on this property, and noted the parcel is necessary for water retention and flood control for the surrounding areas, its use at present. Town Counsel advised that he was waiting for additional reports from other Town Boards before he presents the entire matter to the Board. Selectman Ablondi said it was his feeling that the Town should not rush into purchasing this parcel for \$20,000 until all the reports have been presented. It was his feeling that even though Town Meeting authorized \$20,000, the land could possibly be acquired at a much lower price. Selectman DelPrete asked if the Planning Board would even approve a subdivision plan on this parcel. Town Counsel noted it was his belief that this land was considered wetlands, and if proven so, the Zoning Board of Appeals, Board of Health and the State, because of the provisions of the Hatch Act, would have to be involved insofar as its use. Selectman Ablondi reiterated that he wished answers to many more questions before he agrees to the amount of money. This matter is being investigated by Town Counsel.

EATON ROAD AND OVERLOOK DRIVE INTERSECTION:

The Board acknowledged receipt of a letter under date of June 25, 1971 from Anthony M. Colonna, Chairman, Department of Public Works regarding improvements to the intersection of Eaton Road and Overlook Drive. Mr. Colonna advised that they concurred with the original plan to eliminate the portion of Eaton Road which intersects Overlook Drive, and suggested that the Board of Selectmen take steps to acquire from the developer the land which would be required for the new design and layout, and to abandon the old section of Eaton Road. The Engineering Department will be urged to accelerate their program in an effort to correct this situation.

YOUTH COMMITTEE:

Selectman Peter Ablondi questioned the status of the Committee to Study the Need for a Youth Commission in Framingham. Discussion followed and it was decided to forward a copy of the report submitted by the above mentioned committee to the Civic League, Youth Guidance Center, Park Commissioners, Dr. Matarese of the Drug Committee, Y.M.C.A., Human Relations Commission, and any other persons or organizations involved with youth asking them to submit any suggestions and/or recommendations to the Board regarding their views on the merits of coordinating and combining efforts for a commission under one heading.

CHANGE OF STREET NAME:

As a result of a request from Mr. Harvey I. McFeaters for a street name change of Mellon Street, because of the confusion in the similarity to Mellen Street - located on the South side of Framingham, and the recommendation of the Engineering Department, the Board suggested that the name of Mellon Street be changed to Femia Road. This will be referred to the Planning Board for action.

ASSESSORS APPOINTMENT:

The Board will schedule appointments for those persons who have made application for the position of Assessor on Thursday and Friday, July 1 and July 2, 1971, starting at 6:30 P.M., at half hour intervals.

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PENN CENTRAL RAILROAD:

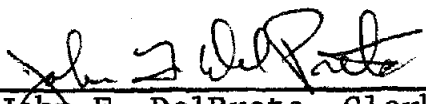
A letter was received from Penn Central Transportation Company indicating that they plan to relocate their facility in the near future, and expect to review these plans with the Town of Framingham. A letter was also received from the E. F. Loring Municipal Arena Committee in which they expressed their concern and objection to the proposed relocation of The Mutrie Cement Co. to Fountain Street. They noted that because of the ecology, which affects the recreational facilities in the area, the location, in the near future, of the Regional Vocational School, and the safety of the Fountain Street bridge regarding its over-all capacity, they would like the Board to take action to prevent further use of the Penn-Central freight yards in the area of the Fountain Street Bridge to the Winter Street bridge. The Board was in complete agreement with the contents of the letter from Loring Arena Committee, and discussed possible steps that could be taken to prevent the proposed relocation to this area.

Selectman DelPrete explained there would be another problem because of the additional trucking in this area as a result of the location of the incinerator. He felt strongly that they should not relocate to Fountain Street. He noted the Town received no revenue from The Mutrie Co. and saw no benefit deriving from the entire operation in Framingham. He commented on the dirt tracked from the Mutrie Trucks at the Concord St. railroad, and asked Safety Officer, Sgt. Foley, to check into this further. Park Commissioner, John Handrahan, who was present, expressed further concern that this operation could be harmful to the condenser at Loring Arena. Selectman King concurred with the sentiments of the Board, and asked Town Counsel and the Building Inspector if the annoying conditions could be considered a violation of the zoning bylaw. He asked them to work together in an effort to block this move, inasmuch as this operation was not in the best interest of the Town.

Selectman Ablondi request that the Railroad Officials should be made aware of our concern. Further, he suggested a letter be directed to Mr. Daniel Donoghue, Superintendent-Director of the Regional Vocational School, requesting his views on the proposed relocation. Mr. Ablondi also advised that Mr. Sumner M. Hoffman, Topics Coordinator had advised Operation 275 that there is a plan for the revision of the railroad crossing on Concord Street relative to the reduction of the number of tracks and narrowing of the crossing. He asked that Mr. Hoffman be urged to make this plan an "Early Start Project" under the Topics Program.

Upon completion of further investigation relating to zoning bylaws, safety and public convenience, a meeting will be scheduled with the involved parties so that the Penn Central Railroad will be made aware of the Town's concern and position.

MEETING ADJOURNED AT 9:30 P.M.


John F. DelPrete, Clerk