

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

\*REGULAR MEETING OF THE BOARD OF SELECTMEN FEBRUARY 4, 1974\*

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

WARRANTS:

#167 - Bill - Feb. 4, 1974 - \$235,021.52  
#168 - Pay Roll - Feb. 4, 1974 - \$412,051.81  
#169 - Pay Roll - Feb. 4, 1974 - \$57,753.80

AMUSEMENT LICENSES:

Sisters of St. Joseph Fathers Club, Horse Show, 85 Bethany Rd., June 8, 1974, 8:00A.M. to 6:00 P.M.

AUCTIONEER'S LICENSES:

Leonard Doliner, 1341 Old Worcester Rd.  
Martin Doliner, 890 Old Conn. Path.

COMMON VICTUALER'S LICENSES:

Gino's of Pennsylvannia Inc., 598 Worcester Rd.  
K & M Pizza House, Inc., 866 Waverly St.

SPECIAL BEER & WINE LICENSES:

Sisters of St. Joseph Fathers Club, 85 Bethany Rd., June 8th and 9th, 1974, 8:00 A.M. to 6:00 P.M.

O' Connor Hall Dorm Council, Framingham State College, State College O'Connor Lounge,  
February 14, 1974, 2:30 P.M. to 4:30 P.M.

SUNDAY ENTERTAINMENT LICENSES:

S.B. Restaurant of Framingham, 167 Worcester Rd., Disc Jockey & Juke Box - Sundays, Feb. 10, 1974  
to February 2, 1975.

Sisters of St. Joseph Fathers Club, 85 Bethany Rd., Horse Show - June 9, 1974 - 8:00 A.M. to 6:00P.M.

B'nai Brith, Robert Grossman - Carnival - Co-op Shopping Center - April 14, 1974.

RATIFICATIONS:

Open, occupy & obstruct street -

Commonwealth Gas Co., Clark St. - install test box - 1/31/74-2/28/74.

Commonwealth Gas Co., 18 Oliver St. - install test box - 1/31/74-2/28/74.

APPOINTMENTS:

Permanent crossing guards and/or special police officer to perform any duties which may be assigned by the Chief of Police or his designee;

Janice Anketell, 17 Belmore Rd., effective January 28, 1974.

Mary Ball, 151 School St., effective January 28, 1974.

Inspector in Precinct 5 - Jean Sullivan, 3 Upper Jocelyn Ave.

APPLICATION FOR CERTIFICATE OF INCORPORATION:

The application of Ruth L. Fishel and Sandra T. Bierig, both of Framingham, for a certificate of incorporation under the name of "Serinity, Inc." to be located at 81 Salem End Road, Framingham, was approved, and the Secretary of State so notified.

PETITIONS:

The petition of Boston Edison for the following permission was granted:

Emily Rd., northwesterly side, from a point approx. 120 ft. northeast of Hardy St. - Two Poles, guy wire and anchor on 1st. pole.

Emily Rd., southeasterly side, from a point approx. 382 ft. northeast of Hardy St. - Nine Poles.

Bent Hill Drive, northeasterly side, approx. 155 ft. southeast of Carter Drive - One pole.

Bent Hill Drive, southerly side, from a point approx. 325 ft. southeast of Carter Drive -Three Poles.

HEARINGS - PETITIONS:

A public hearing was held at 8:00 P.M. in the Selectmen's Office, Room 21, Memorial Building, on the following petitions of Boston Edison Co. JO New England Tel. & Tel. Co.; Mr. Joseph Melpignano of the Telephone Co. and a representative of the Edison Co. were present:

Waverly St., northeasterly side approx. 62 ft. northwest of Winter St. One (1) JO hip guy and anchor - no opposition - petition granted.

Waverly St., northwesterly side approx. 190 ft. southwest of Fountain St. One (1) JO hip guy and anchor - no opposition - petition granted.

Lincoln St., southwesterly side at Evergreen St. One (1) hip guy and anchor - no opposition - petition granted.

Speen St., southerly side approx. 1519 ft. east of Old Conn. Path - One (1) JO pole and guy wire and anchor (One (1) guy wire and anchor to be removed) - no opposition - petition granted.

In accordance with a request of an abutter who was present, the following petition was granted with the condition that Mr. Frank Sarno at 217 Beaver Street is contacted for written permission to go on to his private way. Mr. Melpignano will pursue the request for permission. Beaver Street and Third Street, southwesterly side from existing conduit approx. 145 ft. northwest of Third St. extending southeasterly along Beaver Street thence southwesterly along Third St. to private property line approx. 365 ft. of conduit.

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TRAFFIC REGULATIONS:

Responding to a petition received from residents of the Newbury St. area concerning the flow of traffic on Newbury St., Sgt. Foley explained because of the construction presently underway at this location he would not advise two way traffic at this time.

REGIONAL VOCATIONAL SCHOOL - LIABILITY INSURANCE:

Receipt was noted of a letter from John E. Dronzek, Treasurer of the South Middlesex Regional Vocational Technical School District advising that the District Member Towns of Ashland, Framingham, Holliston and Hopkinton were now covered for liability insurance during the use of Regional School Facilities by the Town.

FRAMINGHAM HOUSING AUTHORITY:

Receipt was noted of a letter from the Framingham Housing Authority advising that Judith Hanson will be offered the next available two bedroom unit. Mrs. Hanson has been residing in a building that is scheduled for demolition by the Framingham School Department.

CAMPAIGN PRACTICES:

Receipt was noted of a letter from John M. Kahn, Candidate for Town Moderator, concerning activities on election day. Mr. Kahn, who was present, expressed his concern that the harrassment of voters and the littering of streets and lawns which have occurred on election day in the past be avoided this year. Several suggestions were offered by Mr. Kahn, one being that the Board call a meeting of the candidates, Town Clerk and Chief of Police to discuss adoption on a voluntary basis of a code of responsible campaign practices and existing laws against over aggressive electioneering at the polls. Lengthy discussion followed. The Board was in general agreement that steps should be taken to establish ground rules in connection with campaign practices. Mr. King suggested instead of calling a meeting a letter should be drafted by Town Counsel and sent to each candidate detailing the present laws which, if enforced, would eliminate many of the problems. Town Counsel explained some of the items covered in Mr. Kahn's letter were not covered in the state statutes and, therefore, would not cover a situation pertaining to "button holing", or other areas covered in Mr. Kahn's letter. In connection with a discussion of the laws currently in existence, Chairman Ablondi asked Town Counsel to make a judgement as to the legality of placing his campaign signs from his office on Concord St. which is fairly close to the Memorial Building. It was decided to send a letter to all candidates detailing responsible and fair campaign practices.

FUEL ADJUSTMENT CHARGE:

As a result of the many inquiries received by John King concerning fuel adjustment charges, he expressed much concern as to what ceiling, if any, would be placed on fuel adjustment charges. Discussion followed on the increase in the fuel adjustment charges which are being passed on to the consumers by the Boston Edison Electric Co. Mr. King directed Town Counsel to research the law to see whether the Town could appeal to the D.P.U. for a hearing on the matter.

MONTICELLO RESTAURANT:

As a result of reinspection of the Monticello Restaurant, and discussion with Mr. Tamagno, George Seeley, Building Official, told the Board he has changed his earlier recommendation to suspend the license of the Monticello Restaurant. He said he would recommend against suspension because the owner has assured him of complete cooperation and will submit in writing that there will be no more than 1200 persons occupying the building for future events - which is in compliance with a State Department of Public Safety occupancy allowance. It was suggested by John DelPrete that a meeting should be scheduled with Mr. Tamagno in order to obtain assurance that this situation will not occur again. John King instructed the Building Official to follow up on every restaurant in order to ascertain whether the occupancy law is being adhered to.

RESIDENCY REQUIREMENT:

Responding to an inquiry from the Board of Selectmen, Town Counsel submitted a memorandum to the Board concerning "residency requirement" in connection with The Personnel By-Law of the Town. Town Counsel explained he could not answer the question specifically as to whether the Personnel Director meets residency requirements. In general, (noting there is a difference between residency and inhabitants of the Town) he suggested that as a matter of law a person can own property in one city and be a resident in another city. He found that inhabitant concerns permanency whereas a resident is more of a transient type. John King said it was his opinion that the intent and the language of the by-law indicated that the Personnel Director must be a resident of the Town. He said it would be incumbent upon the Board to determine the legality of Mr. Burdett's employment. The matter was tabled pending receipt of the Personnel Board's opinion with regard to subject matter.

REVISED BUILDING PERMIT FEES:

Following a public hearing on a proposal to increase the cost of building permits, and other related fees, held January 28, 1974, the Board voted to adopt the fee schedules submitted by Building Official George Seeley under date of January 25, 1974, to become effective on March 18, 1974. A maximum fee of \$100. for single family dwellings will be included in the new schedule of fees. The fee schedule as adopted will be published in the newspaper.

GASOLINE SALES:

Selectman DelPrete informed the Board that he had contacted the Attorney General's Office with regard to the sales of gasoline and was advised there is nothing that can be done to prevent gas station owners from selling and not selling gasoline to whomever they choose. The Board will attempt to implement a method of identification for public health and other emergency personnel that would allow them to get the gas needed to get to and from work.

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### TAXES:

Donald Croatti, Chairman of the Board of Assessors, told the Board there would be a \$1.00 decrease in the tax rate for the period Jan. 1, 1974 to June 30, 1974. He noted that the original estimate for the 18 mo. period had been a tax rate of \$78.00. The current \$1.00 decrease, coupled with the \$1.00 decrease last year, means the taxpayer was assessed at a rate of only \$76.00 for the 18 month period. The town as a whole was assessed a tax bill totalling 39 million dollars. The last 13 million will be raised during the final six month period. Mr. Croatti explained the six month tax bill is due and payable by May 1, 1974, and if the bill is not paid by then it would revert back to April 1, 1974 at an interest rate of 8%. He urged any persons confused about the tax procedure to call his office for assistance.

MEETING ADJOURNED AT 9:30 P.M.

*John F. DelPrete*  
John F. DelPrete, Clerk