

# TOWN OF FRAMINGHAM

## SELECTMEN'S RECORDS

\*REGULAR MEETING OF THE BOARD OF SELECTMEN JUNE 24, 1974\*

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

### WARRANTS:

#231 - June 24, 1974 - Bill - \$1,024,974.27

#232 - " " " - School Pay Roll - \$77,587.18

#233 - " " " - Pay Roll - \$373,360.77

#235 - " 28, " - School Pay Roll - \$1,196,499.97

COMMON VICTUALER'S LICENSE - Casa Mexico of Framingham, Inc., d/b/a Casa Mexico,  
266 Worcester Rd.

MOTOR VEHICLE CLASS II LICENSE - Meaney, Inc., rear 767 Waverly St.

### SUNDAY ENTERTAINMENT LICENSE:

Framingham Carousel Flea Market, July 7, 14, 21, 28, Aug. 4, 11, 18, 25,  
Flea Market at Old Conn. Path, (former Carousel Property).

### RATIFICATIONS:

Obstruct sidewalk - B. L. Whittemore, 957 Worcester Rd., repair lighted sign,  
6/19 to 7/3.

Open, occupy & obstruct st.:

Fantoni Co., Inc., Buckminster St., install water and sewer, June 18 to July 18.

New Eng. Tel. & Tel. Co., intersection Edgell Rd. & Edmands Rd., install telephone  
ducts and manholes, June 24 to Oct. 3.

Commonwealth Gas Co., 323 Singletary Lane, provide #323 Singletary Lane with gas  
service, June 25 to Aug. 19.

### APPOINTMENT OF SPECIAL POLICE OFFICER:

The following was appointed a special police officer:

Richard Bennett, 62 Linda Ave., Framingham, (Caldor, Inc.).

### APPLICATION FOR CHANGE OF LOCATION-CERTIFICATE OF INCORPORATION:

The application of "The Friendly Visitors, Inc." a Massachusetts corporation,  
for a certificate of change of location to M.C.I. Western Ave., Framingham, was  
approved.

### COLLECTIVE BARGAINING AGREEMENTS APPROVED:

ASSOCIATION OF MUNICIPAL PERSONNEL

LOCAL #1156, MASSACHUSETTS LABORERS' INTERNATIONAL UNION OF NORTH AMERICA, AFL-CIO

It was unanimously voted to approve the Collective Bargaining Agreements between the Town and the  
Association of Municipal Personnel and The Massachusetts Laborers' District Council in Behalf of  
Local #1156, Massachusetts Laborers' International Union of North America, AFL-CIO.

Vote: "that the attached form of agreement, for Fiscal Year 1975, presented to the Board of Selectmen,  
between the Town of Framingham and the Association of Municipal Personnel, duly recognized collective  
bargaining representatives for the unit described in said agreement, be and hereby is accepted on  
behalf of the Town of Framingham and that the Chairman and the Clerk of the Board are hereby authorized  
to execute and deliver the said agreement for and on behalf of the Town." (Members of the AMPS  
Bargaining Team were present for the signing of the Agreement, as well as Dana N. Burdette).

Vote: "that the attached form of agreement, for Fiscal Year 1975, presented to the Board of Selectmen,  
between the Town of Framingham and the Massachusetts Laborers' District Council in behalf of Local  
#1156, Massachusetts Laborers' International Union of North America, AFL-CIO, duly recognized collective  
bargaining representatives for the unit described in said agreement, be and hereby is accepted on behalf  
of the Town of Framingham and that the Chairman and the Clerk of the Board are hereby authorized to  
execute and deliver the said agreement for and on behalf of the Town." (Paul Ablondi, representing  
the Laborers' Union was present. Dana N. Burdette, Director of Personnel, was also present).

### THE FRAMINGHAM FIREFIGHTERS, LOCAL #1652, IAFF, AFL-CIO:

Members of the Framingham Firefighters Union appeared before the Board for ratification of their  
Collective Bargaining Agreement, however, only John F. King signed the contract. Selectman Peter  
Ablondi refused to sign the Firefighters Contract on the grounds that no agreement had been reached  
as far as he was concerned to reduce the amount of overtime. He said his position has been clear  
from the beginning and until the overtime policy is corrected, he would not sign the agreement.

He told the group present that he was not fighting the men, but the system, and had no desire to pre-  
vent the Firefighters from receiving their retroactive pay. John King formally voted to approve the  
Contract and signed it. During the signing of the contracts, Peter Ablondi expressed surprise that  
the group had appeared that evening knowing full well his position and the fact that John DelPrete  
would not be present at the meeting. He questioned the validity of the contract with only one signa-  
ture. Town Counsel confirmed that two signatures would be necessary. John King noted that the contract  
met with John DelPrete's approval and suggested that a meeting be scheduled concurrent with the avail-  
ability of Mr. DelPrete in order to formally accept the contract.

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TRAFFIC REGULATIONS:

In accordance with recommendations received from Sergeant Robert Foley, Safety Officer, it was unanimously voted to approve the installation of the following signs:

- 15 MINUTE PARKING - On Hollis Street in front of 30-36 Hollis St.
- SLOW SHARP CURVE - On Bethany Road 100 feet south of Waverly St.  
On Bethany Road 100 feet north of Winthrop St.

REAR AND SIDEYARD VARIANCES:

It was unanimously voted to authorize the Building Official to issue a permit to the following residents:  
Edward F. Buron, 3 Patricia Rd., for the construction of a swimming pool with a 16' rear yard.  
Robert W. Lupien, 406 Hollis St., for the construction of a 2 car garage with a 3' side yard.  
Richard Quatralo, 9 Conant Rd., for the construction of a swimming pool with a 7' side yard.  
John R. Anketell, 17 Bellmore Rd., for the construction of a swimming pool with a 5' rear yard.

SWIMMING POOL REGULATIONS:

Receipt was noted of a letter from the Building Official listing the requirements for the installation of swimming pools and asking that publicity be given the subject so that the public will be alerted to the rules and regulations.

FAIR - FRAMINGHAM CENTRE COMMON:

In accordance with a request from the Social Concerns Council of the First Parish in Framingham, it was unanimously voted to grant permission to the Council to sponsor a Fair on the grounds of the Framingham Centre Common on Saturday, September 21, 1974. Mrs. Helen Rountree, Chairperson of the Social Concerns Council, was present to detail the plans for the fair. Mrs. Rountree was asked to contact Mr. Stephen Conte of the Framingham Improvement Association to make arrangements for sanitary facilities. She was also cautioned to make arrangements to return the premises to the condition in which they find it prior to the fair.

AUCTION - FRAMINGHAM CENTRE COMMON:

In accordance with a request of the Framingham Rotary Club, it was unanimously voted to permit that Club to conduct an auction on Saturday, September 28, 1974, on the grounds of the Framingham Centre Common. They will be cautioned to make arrangements to return the premises to the condition in which they find it prior to the event.

FRAMINGHAM CENTRE COMMON - PROCEDURES:

Selectman Ablondi directed the Executive Secretary to develop a Standing Operating Procedure, to be coordinated with the Building Official and the Board of Health and the Police Department, to be followed by any groups wishing to use the Common; i.e. water, toilets, etc.

FLEXI-FLO OPERATION:

The Board met with Mrs. Sylvia Queen, Chairperson of the Board of Health, and Sanitation Engineer Robert Cooper for the purpose of reviewing what action could be taken from a health standpoint to limit or eliminate the Flexi-Flo operation in Framingham. Mrs. Queen said she would like to assist the Board, however, after an inspection of the operation on Fountain Street by her Sanitarian, Robert Cooper, they found no health violations. Robert Cooper reported on his inspection of the Fountain St. operation and confirmed they were complying with the health laws. He noted also that in talking with the Supervisor at Flexi-Flo he was told that the operation has been on Fountain Street since 1942. Mr. Ablondi quickly responded, stating they have not been using Fountain Street since that time, or at least not for the cement transfer operations. In discussing avenues to pursue to rid the Town of the Flexi-Flo operation at both the Waverly St. and Fountain St. locations, Town Counsel reviewed prior action taken to remove Flexi-Flo. He reported that several years ago a suit was brought against Penn Central, bankrupt owners of the Flexi-Flo operation, on a violation of local zoning by-laws. The Town won the suit and an appeal to that guilty finding was thrown out of Superior Court. That suit was against the Waverly St. operation. Flexi-Flo then transferred its operation to Fountain St., however, no court action was taken to eliminate the Fountain St. Flexi-Flo operation because the entire operation was expected to move into Boston. Currently the operation on Fountain St. is beginning to become more active and the transfer into Boston does not look good. Town Counsel said the best way to approach the matter now was from a health hazard stand and he reported he is presently preparing to meet with state officials this week to obtain more information for a possible court case against Flexi-Flo on health hazard grounds. Mrs. Queen told the Board she has received no complaints against the Fountain St. operation in the last six months. She repeated the Board of Health would like to cooperate but they have to find the legal means. She noted it was difficult with their limited staff to monitor the operations on Fountain St. which area residents say continue well into the early morning hours, and urged people opposed to the operation to start calling the Board of Health which will keep a record of their complaints from now on.

Mr. Ablondi strongly suggested there was defiance on the part of the Penn Central Railroad. He noted the Town has been trying for three years to get rid of them and they ignore our action. He noted also they don't even pay their taxes. He also urged South Side residents to gather signatures on petitions so that when Framingham goes to court it will have a strong case. A question was asked about a trailer parked and supposedly operating at the Fountain Street site, and whether a building permit had been issued. Town Counsel explained that a building permit had been applied for and rejected by the Building Official and they have applied for a ZBA hearing, however, it has not been heard as yet.

After further discussion in which other solutions were suggested, it was agreed to start preparing a case against the cement dust loading operation on Fountain and Waverly Streets. Mrs. Queen assured the Board they would cooperate and asked to be included in any and all discussions with state officials.

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### DANFORTH STREET BRIDGE:

In connection with a meeting held last week concerning the possible closing of the Danforth Street Bridge because of hazardous conditions, several residents appeared to see what remedial action, if any, was contemplated by the Board. A petition was presented which contained signatures from 80 residents who were in favor of closing or repairing the bridge immediately. One of the residents said she had spoken with the Director of Public Works concerning the safety of the bridge and he indicated the bridge was safe enough for the children, but he would consider closing the bridge for buses and heavy trucks. Chairman King told the group that they were still waiting for a decision from the Department of Public Works and suggested they attend the Board of Public Works' meeting which was in session that evening to find out if they had reached a decision on the bridge as yet.

Later in the evening, the residents appeared again after meeting with the Department of Public Works to report that the Board of Public Works decided that it would be enough to close the bridge to heavy truck traffic; trucks, buses and fire engines. It was also suggested to post a crossing guard at the bridge in the fall when school convenes. The residents said this would not be satisfactory to them because they were still worried about the guardrails and walkways on the bridge, emphatically stating the bridge was a hazard to young children crossing. John King said he himself had inspected the bridge and was able to pick up planking on the bridge. He motioned to close the bridge until all the safety precautions were taken by the local and State Department of Public Works. Mr. Ablondi said he would be in favor of having the Safety Officer look at the bridge again for further recommendations on its safety, however, after additional evidence had been presented he seconded Mr. King's motion and it was voted to close the Danforth Street Bridge until a determination is made as to the safety of the bridge by the Department of Public Works and the Safety Officer.

### DRILL SHED - FAIRS 'N SQUARES:

A request from the Fairs 'N Squares for permission to use the Drill Shed on various dates during the period from August 15, 1974 to August 15, 1975 was received. Town Counsel explained that the original lease was prepared on February 8, 1970 for one year and it contained a clause that said if the Board of Selectmen was notified before August 15th of any given year consideration would be given for the renewal for the coming year. He advised further their lease actually runs from February to February and last year they received their last extension to February 9, 1975. The matter was tabled pending receipt of comments from the Police Chief regarding any plans or proposals for the use of this facility by their department.

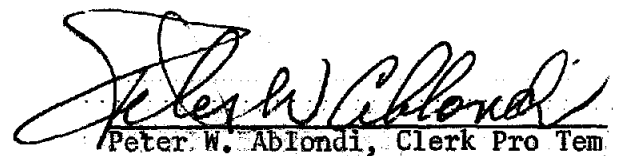
### KNOX TRAIL HISTORICAL SOCIETY ADVISORY BOARD:

In accordance with the request of the State Bicentennial Commission, and with the recommendation of the Framingham Bicentennial Commission, the Board appointed Elmer Goldman as a member of the Knox Trail Historical Society Advisory Board.

### DOG OFFICER:

Receipt was noted of a letter from the Dog Officer, Paul Gosselin, withdrawing his notice of resignation as Dog Officer, Pound Keeper and Animal Inspector.

MEETING ADJOURNED AT 9:30 P.M.

  
Peter W. Ablondi, Clerk Pro Tem